

FEDERAL REGISTER

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Washington, Saturday, June 26, 1943

The President

PROCLAMATION 2588

[LAW OBSERVANCE IN STATE OF MICHIGAN]

BY THE PRESIDENT OF THE UNITED STATES
OF AMERICA

A PROCLAMATION

WHEREAS, the Governor of the State of Michigan has represented that domestic violence exists in said State which the authorities of said State are unable to suppress; and

WHEREAS, it is provided in the Constitution of the United States that the United States shall protect each State in this Union, on application of the Legislature, or of the Executive, when the Legislature cannot be convened, against domestic violence; and

WHEREAS, by the law of the United States in pursuance of the above, it is provided that in all cases of insurrection in any State or of obstruction of the laws thereof, it shall be lawful for the President of the United States, on application of the Legislature of such State, or of the Executive, when the Legislature cannot be convened, to call forth the militia of any other State or States and to employ such part of the land and naval forces of the United States as shall be judged necessary for the purpose of suppressing such insurrection and causing the laws to be duly executed; and

WHEREAS, the Legislature of the State of Michigan is not now in session and cannot be convened in time to meet the present emergency, and the Executive of said State under Section IV of Article IV of the Constitution of the United States, and the laws passed in pursuance thereof, has made due application to me in the premises for such part of the military forces of the United States as may be necessary and adequate to protect the State of Michigan and the citizens thereof against domestic violence and to enforce the due execution of the laws; and

WHEREAS, it is required that whenever it may be necessary, in the judgment of the President, to use the military forces of the United States for the pur-

poses aforesaid, he shall forthwith, by proclamation, command such insurgents to disperse and retire peacefully to their respective homes within a limited time;

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby make proclamation and I do hereby command all persons engaged in said unlawful and insurrectionary proceedings to disperse and retire peacefully to their respective abodes immediately, and hereafter abandon said combinations and submit themselves to the laws and constituted authorities of said State;

And I invoke the aid and cooperation of all good citizens thereof to uphold the laws and preserve the public peace.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this twenty-first day of June, in the year of our Lord, nineteen hundred and [SEAL] forty-three, and of the Independence of the United States of America the one hundred and sixty-seventh.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL,
Secretary of State.

[F. R. Doc. 43-10210; Filed, June 25, 1943;
11:48 a. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration

PART 3—FUNCTIONS OF ADMINISTRATIVE OFFICERS

FUNCTIONS AND DUTIES OF DEPUTY GOVERNORS

Section 3.3 of Part 3 Title 6, Code of Federal Regulations (7 F.R. 8574), is hereby revoked.

[SEAL]

A. G. BLACK,
Governor

[F. R. Doc. 43-10199; Filed, June 25, 1943;
9:51 a. m.]

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TITLE 7—AGRICULTURE

Chapter VIII—War Food Administration

PART 302—SUGAR DETERMINATIONS

FAIR AND REASONABLE PRICES FOR 1943 CROP OF HAWAIIAN SUGARCANE

Pursuant to the provisions of subsection (d) of section 301 of the Sugar Act of 1937, as amended, and Executive Order 9322, issued March 26, 1943, as amended by Executive Order 9334, issued April 19, 1943, the following determination is hereby issued:

§ 802.32f *Fair and reasonable prices for the 1943 crop of Hawaiian sugarcane.* Fair and reasonable prices for the 1943 crop of Hawaiian sugarcane shall be not less than those provided for in the agreements, verbal or written, pursuant to which the 1942 crop was purchased: *Provided, however,* That the processor shall not be deemed to have met the requirements of this determination if, through any subterfuge or device whatsoever, the returns from the 1943 crop of Hawaiian sugarcane to the producer are reduced below those determined above.

(Sec. 301, 50 Stat. 910; 7 U.S.C. 1131; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued at Washington, D. C., this 25th day of June 1943.

CHESTER C. DAVIS,
War Food Administrator.

[F. R. Doc. 43-10230; Filed, June 25, 1943; 12:07 p. m.]

PART 302—SUGAR DETERMINATIONS

FAIR AND REASONABLE PRICES FOR 1943 CROP OF VIRGIN ISLANDS SUGARCANE

Pursuant to the provisions of subsection (d) of section 301 of the Sugar Act of 1937, as amended, and Executive Or-

der 9322, issued March 26, 1943, as amended by Executive Order 9334, issued April 19, 1943, the following determination is hereby issued:

§ 802.53a *Fair and reasonable prices for the 1943 crop of Virgin Islands sugarcane.* Processors who, as producers, apply for payment under the Sugar Act of 1937, as amended, shall be deemed to have complied with the provisions of section 301 (d) of said act, if the requirements specified below have been met:

(a) Purchased sugarcane is paid for at the rate of not less than the f. o. b. mill value of 6 pounds of 96° raw sugar per hundredweight of such sugarcane. The average New York price of 96° raw sugar, for the week (or such other period as may be agreed upon) in which sugarcane was delivered, less all costs involved in the marketing of such sugar (other than bags and bagging, storage in company warehouses, war risk insurance, or any item of expense incurred in the marketing of such sugar which is reimbursed in whole or in part by the federal government or any agency thereof) shall be deemed as the f. o. b. mill value of such sugar.

(b) There is paid, per hundredweight of purchased sugarcane, an amount equal to one-half of the excess, if any, of the net proceeds derived from the sale of blackstrap molasses produced from a hundredweight of sugarcane of the 1943 crop over the net proceeds from the sale of blackstrap molasses produced from a hundredweight of sugarcane from the 1941 crop.

(Sec. 301, 50 Stat. 910; 7 U.S.C. 1131; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423)

Issued this 25th day of June 1943.

CHESTER C. DAVIS,
War Food Administrator.

[F. R. Doc. 43-10231; Filed, June 25, 1943;
12:08 p. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

[Third Supp. to General Order C-24]

PART 90—DEPARTMENTAL ORGANIZATION AND AUTHORITY

DEPARTMENTAL ORGANIZATION AND AUTHORITY

JUNE 16, 1943.

Pursuant to the authority contained in sections 161 and 360 of the Revised Statutes, as amended (5 U.S.C. 22, 311); section 23 of the Act of February 5, 1917 (39 Stat. 892; 8 U.S.C. 102); section 24 of the Act of May 26, 1924 (43 Stat. 166; 8 U.S.C. 222); section 1 of Reorganization Plan No. V (5 F.R. 2223); section 37 (a) of the Act of June 28, 1940 (54 Stat. 675; 8 U.S.C. 458); section 327 (b) of the Act of October 14, 1940 (54 Stat. 1151; 8 U.S.C. 727) and all other authority conferred by law, the following changes are hereby prescribed in Title 8, Chapter I, Part 90, of the Code of Federal Regulations:

Present §§ 90.13, 90.14, 90.15, and 90.16 are repealed.

Section 90.1 is amended to read as follows:

§ 90.1 *Powers of the Commissioner of Immigration and Naturalization and other selected officials.* Under the general direction of the Attorney General, the Commissioner of Immigration and Naturalization (hereinafter called the Commissioner) shall supervise and direct the administration of the Immigration and Naturalization Service and, subject to the limitations of other provisions of this Part, shall have authority to exercise all powers of the Attorney General relating to the administration of that Service and the administration of the immigration, nationality, and all other laws administered by that Service and shall designate such officers of the Service as he may select, with the approval of the Attorney General, to exercise any power or authority of the Attorney General in the administration of any designated specific provision of such laws. In any instance in which any officer so selected shall be in doubt as to the construction of applicable law or as to the proper principle covering the exercise of discretion, he shall refer the matter to the Commissioner, who shall, after receiving the advice of the General Counsel, either advise as to the appropriate decision, make decision in his own name, or refer the matter to the Attorney General for decision.

FRANCIS BIDDLE,
Attorney General.

Approval recommended:

EARL G. HARRISON,
Commissioner of
Immigration and Naturalization.

[F. R. Doc. 43-10161; Filed, June 24, 1943;
2:55 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 73—APPOINTMENT OF COMMISSIONED OFFICERS, WARRANT OFFICERS AND CHAPLAINS

CLASSIFICATIONS

Section 73.301 (a) (17) is amended as follows:

§ 73.301 *Classification.* (a) Warrant officers will be examined and appointed to classifications within the arms and services as follows:

(17) *Signal Corps*—(i) *Administrative.* Clerical and supply.

(ii) *Technical specialists.* Cryptographic, motor transport, signal communication, and signal communication, electronics. (Act of 21 August 1941, 55 Stat. 652; 10 U.S.C. 591a) [Par. 4a, AR 610-10, 13 September 1941 as amended by C 6, 30 April 1943]

[SEAL]

H. B. LEWIS,
Brigadier General,
Acting The Adjutant General.

[F. R. Doc. 43-10194; Filed, June 25, 1943;
9:52 a. m.]

PART 79—PRESCRIBED SERVICE UNIFORM BELTS

In § 79.60 subparagraph (1) of paragraph (a) and subparagraph (1) of paragraph (b) are rescinded.

§ 79.60 *Belts*—(a) *Officers.* (1) [Rescinded]

(b) *Warrant officers.* (1) [Rescinded] (R.S. 1296, 10 U.S.C. 1891) [Par. 60, AR 600-35, 10 November 1941 as amended by C 22 7 June 1943]

[SEAL]

H. B. LEWIS,
Brigadier General,
Acting The Adjutant General.

[F. R. Doc. 43-10195; Filed, June 25, 1943;
9:52 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 240—GENERAL RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934

FILING OF CURRENT REPORTS

The Securities and Exchange Commission, deeming it necessary and appropriate in the public interest and for the protection of investors and necessary for the execution of the functions vested in it so to do, pursuant to authority conferred upon it by the Securities Exchange Act of 1934, as amended, particularly sections 13 and 23 (a) thereof, hereby takes the following action:

Paragraph (a) of § 240.13a-6 [Rule X-13A-6] is amended by adding thereto the following new subparagraph (10):

§ 240.13a-6 *Current reports.* * * *

(10) The settlement of any contract price negotiation proceedings under section 403 of the Sixth Supplemental National Defense Appropriation Act, as amended, unless:

(i) Financial statements for the period or periods covered by the settlement have not yet been filed; or

(ii) The results of the settlement are reflected in the financial statements most recently filed.

The foregoing action of the Commission shall be effective July 1, 1943: *Provided, however,* That a report shall be filed on or before July 10, 1943 as to any settlement effected between January 1, 1943 and July 1, 1943.

By the Commission,

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 43-10196; Filed, June 25, 1943;
9:54 a. m.]

PART 249—FORMS, SECURITIES EXCHANGE ACT OF 1934

FORM FOR FILING CURRENT REPORTS

The Securities and Exchange Commission, deeming it necessary and appropriate in the public interest and for the protection of investors and necessary for

the execution of the functions vested in it so to do, pursuant to authority conferred upon it by the Securities Exchange Act of 1934, as amended, particularly sections 13 and 23 (a) thereof, hereby takes the following action:

Form 8-K is amended by adding under the caption "Items of Information" the following new paragraph (10):

10. If the event obligating the registrant to file the current report was the settlement of any contract price negotiation proceedings under section 403 of the Sixth Supplemental National Defense Appropriation Act, as amended, furnish the following information:

(a) The period covered by the settlement;
(b) The amount recovered by the government, if any, and a brief description of the terms of repayment;

(c) A statement as to the effect of the settlement on the income and expense items of the period or periods to which the settlement relates, as shown in the financial statements for such period most recently filed pursuant to section 12 or 13 of the Act;

(d) An indication of the extent to which financial statements referred to in paragraph (c) reflect transactions under contracts subject to renegotiation but as to which no settlement has been made.

The foregoing action of the Commission shall be effective July 1, 1943: *Provided, however*, That a report shall be filed on or before July 10, 1943 as to any settlement effected between January 1, 1943 and July 1, 1943.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 43-10197; Filed, June 25, 1943;
9:53 a. m.]

TITLE 25—INDIANS

Chapter II—Indian Arts and Crafts Board; Department of the Interior

PART 308—REGULATIONS FOR USE OF CERTIFICATES OF THE INDIAN ARTS AND CRAFTS BOARD TO BE ATTACHED TO THEIR TRADE-MARKS BY INDIAN ENTERPRISES CONCERNED WITH THE PRODUCTION AND SALE OF GENUINE HANDICRAFTS

Sec.

308.1 Penalties.

308.2 Certificates of genuineness to be attached to trade-marks.

308.3 Conditions of eligibility to attach certificates.

308.4 Revocation of privilege of attaching certificates.

AUTHORITY: §§ 308.1 to 308.4, inclusive, issued under secs. 2 (g), 3, 49 Stat. 892; 25 U.S.C., Sup., 305a (g), 305b.

§ 308.1 *Penalties.* The use of Government trade-marks in an unauthorized manner, or the colorable imitation of such marks, is subject to the criminal penalties imposed by section 5 of the said act (49 Stat. 892; 25 U.S.C., Sup., 305d), which provides:

Any person who shall counterfeit or colorably imitate any Government trade-mark used or devised by the Board as provided in section 305a of this chapter, or shall, except as authorized by the Board, affix any such Government trade-mark, or shall knowingly, willfully, and corruptly affix any reproduction,

counterfeit, copy, or colorable imitation thereof upon any products, Indian or otherwise, or to any labels, signs, prints, packages, wrappers, or receptacles intended to be used upon or in connection with the sale of such products, or any person who shall knowingly make any false statement for the purpose of obtaining the use of any such Government trade-mark, shall be guilty of a misdemeanor, and upon conviction thereof shall be enjoined from further carrying on the act or acts complained of and shall be subject to a fine not exceeding \$2,000, or imprisonment not exceeding six months, or both such fine and imprisonment.

§ 308.2 *Certificates of genuineness to be attached to trade-marks.* To insure the widest distribution of genuine Indian handicraft products, and to protect the various enterprises organized by individual Indian craftsmen, or by groups of Indian craftsmen, for the purpose of the production and sale of such handicraft products, the Indian Arts and Crafts Board offers each such enterprise the privilege of attaching to its trade-mark a certificate declaring that it is recognized by the Indian Arts and Crafts Board as an Indian enterprise dealing in genuine Indian-made handicraft products, and that its trade-mark has the approval of the Board.

The Certificate shall consist of a border around the trade-mark bearing the words "Certified Indian Enterprise, Genuine Handicrafts, U. S. Indian Arts and Crafts Board, Department of the Interior," and these words may be used wherever the trade-mark appears.

§ 308.3 *Conditions of eligibility to attach certificates.* To be eligible to attach the certificate, an enterprise must meet the following conditions:

(a) It must offer for sale only Indian-made genuine handicraft products, i. e., objects produced by Indian craftsmen with the help of only such devices as allow the manual skill of the maker to condition the shape and design of each individual product.

(b) It must be entirely Indian owned and organized either by individual Indians or by groups of Indians.

(c) It must agree to apply certificates of genuineness only to such products as meet the standards of quality prescribed by the Indian Arts and Crafts Board at the time of the application of the enterprise for the privilege of attaching the certificate.

(d) It must agree to obtain the approval of the Indian Arts and Crafts Board as to the manner of production of the certificates.

§ 308.4 *Revocation of privilege of attaching certificates.* If an enterprise, after securing the privilege of attaching the certificates, should fail to meet the above-named conditions, the Board reserves the right to revoke the privilege.

Promulgated by the Indian Arts and Crafts Board on May 27, 1943.

JOHN COLLIER,
Chairman.

Approved: June 14, 1943.

HAROLD L. ICKES,
Secretary of the Interior.

[F. R. Doc. 43-10207; Filed, June 25, 1943;
11:26 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter III—Bituminous Coal Division

[Docket No. A-2020]

PART 321—MINIMUM PRICE SCHEDULE, DISTRICT No. 1

ORDER GRANTING RELIEF

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 1 for the establishment of price classifications and minimum prices and for other relief for the coals of certain mines.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines, for change in the shipping point and Freight Origin Group numbers for certain other mines; for change in Mine Index No. 238 of Page Coal Co. Page No. 1 Mine to Mine Index No. 733, and for change in name of Code Member Producer to The Morrisdale Coal Mining Co.; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith § 321.7 (*Alphabetical list of code members*) is amended by adding thereto Supplement R and § 321.24 (*General prices*) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this order, pursuant to the rules and regulations governing practice and procedure before the Bituminous Coal Division in proceedings instituted pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this order, unless it shall otherwise be ordered.

Dated: June 14, 1943.

[SEAL]

DAN H. WHEELER,
Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 1

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 321, Minimum Price Schedule for District No. 1 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 321.7 Alphabetical list of code members—Supplement R

[Alphabetical listing of code members having railway loading facilities, showing price classifications by size group Nos.]

Mine index No.	Code member	Mine name	Sub-district No.	Seam	Shipping point	Railroad	Freight origin group No.	1	2	3	4	5
4025	Friel Coal Mining Co. (F. M. Friel)	Friel #1	12	E	Glen Campbell, Pa.	PRR	50	(†)	(†)	G	(†)	(†)
4042	Hill Bros. (Coal) (W. D. Hill)	Hill #4	14	B	Osceola Mills, Pa.	PRR	45	(†)	(†)	D	(†)	(†)
4043	Hill Bros. (Coal) (W. D. Hill)	Hill #5	14	A	Osceola Mills, Pa.	PRR	45	(†)	(†)	H	(†)	(†)
1568	Johnson, John Jr.	John Johnson, Jr.	13	D	Houtzdale, Pa.	PRR	45	(†)	(†)	D	(†)	(†)
680	Lasher & Co., J. F. (J. F. Lasher)	ABC	14	B	Philipsburg, Pa.	PRR	45	(†)	(†)	G	(†)	(†)
3915	M. M. & L. Coal Co. (Carson K. Conrath)	Brady	7	E	Luthersburg, Pa.	B&O	113	(†)	(†)	F	(†)	(†)
3956	Morrisdale Coal Mining Co., The	Gray Hollow	8	B	Hawk Run, Pa. 2	NYC	244	E	E	E	E	E
839	Pine Glen Coal Company (C. Homer Hess)	Pine Glen	9	C	Karthauss, Pa. 2	NYC	244	(†)	(†)	E	E	E
3987	Randolph Coal Mining Company (J. E. Kuntz)	Randolph #1-B	36	B	Randolph Mine, Pa.	B&O	100	(†)	(†)	E	(†)	(†)
3988	Randolph Coal Mining Company (J. E. Kuntz)	Randolph #1-C	36	C	Randolph Mine, Pa.	B&O	100	(†)	(†)	E	(†)	(†)
3989	Randolph Coal Mining Company (J. E. Kuntz)	Randolph #1-E	36	E	Randolph Mine, Pa.	B&O	100	(†)	(†)	E	(†)	(†)
733	Page Coal Co. (Walter Page) Mine Index No. 238 1	Page #1	29	B	Mineral Point, Pa.	PRR	49	(†)	(†)	F	(†)	(†)

†Indicates no classifications effective for these size groups.

1Indicates change in name.

2Indicates change in shipping point.

3Indicates change in freight origin group.

4Indicates deletion of mine index number.

NOTE: The above classifications for mine index Nos. 839 and 3956 are applicable only via the respective railroads, shipping points and freight origin group numbers shown. Railroads, shipping points and freight origin group numbers heretofore assigned are hereby deleted.

FOR TRUCK SHIPMENTS

§ 321.24 General prices—Supplement T

[Prices in cents per net ton for shipment into all market areas]

Code member index	Mine Index No.	Mine	Subdistrict No.	County	Seam	All lump coal double screened, top size 2" and over	Double screened, top size 2" and under	Run of mine modified R/M	2" and under, slack	3/4" and under, slack
Berkey, Earnest L. (Berkey Mine)	4013	Berkey	36	Somerset	Pittsburgh	(†)	(†)	245	(†)	(†)
Coutriaux, Louis Jr.	4038	Red Jacket	8	Clearfield	A	(†)	(†)	230	(†)	(†)
Fleck, Grover	4011	Last Chance	8	Clearfield	C	(†)	(†)	240	(†)	(†)
Friel Coal Mining Co. (F. M. Friel)	4025	Friel #1	12	Indiana	E	(†)	(†)	235	(†)	(†)
Gallaher, Frank B., Jr.	3920	Pine Run	18	Clearfield	C	(†)	(†)	245	(†)	(†)
Hill Bros. (Coal) (W. D. Hill)	4042	Hill #4	14	Centre	B	(†)	(†)	250	(†)	(†)
Hill Bros. (Coal) (W. D. Hill)	4043	Hill #5	14	Centre	A	(†)	(†)	230	(†)	(†)
Lingle & Mayhew (Paul Mayhew)	4039	L. & M.	8	Clearfield	E	(†)	(†)	245	(†)	(†)
Morrisdale Coal Mining Co., The	3956	Gray Hollow	8	Clearfield	B	270	245	245	235	225
Randolph Coal Mining Company (J. E. Kuntz)	3987	Randolph #1-B	36	Somerset	B	(†)	(†)	245	(†)	(†)
Randolph Coal Mining Company (J. E. Kuntz)	3988	Randolph #1-C	36	Somerset	C	(†)	(†)	245	(†)	(†)
Randolph Coal Mining Company (J. E. Kuntz)	3989	Randolph #1-E	36	Somerset	E	(†)	(†)	245	(†)	(†)
Page Coal Co. (Walter Page) (Mine Index No. 238) 1	733	Page #1	29	Cambria	B	(†)	(†)	240	(†)	(†)

†Indicates no prices effective in these size groups.

1Indicates change in name.

2Indicates deletion of mine index number.

[F. R. Doc. 43-10122; Filed, June 24, 1943; 10:29 a. m.]

[Docket No. A-2029]

PART 321—MINIMUM PRICE SCHEDULE, DISTRICT NO. 1

ORDER GRANTING RELIEF

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District

Board No. 1 for the establishment of price classifications and minimum prices for rail and truck shipments and changes in the freight origin group numbers and in shipping points for the coals of certain mines in District No. 1.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act

of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices, changes in freight origin group numbers and the shipping points for the coals of certain mines in District No. 1; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 321.7 (*Alphabetical list of code members*) is amended by adding thereto Supplement R, and § 321.24 (*General prices*) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this order, pursuant to the rules and regulations governing practice and procedure before the Bituminous Coal Division in proceedings instituted pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this order, unless it shall otherwise be ordered.

Dated: June 15, 1943.

[SEAL]

DAN H. WHEELER,
Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 1

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 321, Minimum Price Schedule for District No. 1 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 321.7 Alphabetical list of code members—Supplement R

[Alphabetical listing of code members having railway loading facilities, showing price classifications by size group Nos.]

Mine Index No.	Code member	Mine name	Sub-district No.	Seam	Shipping point	Railroad	Freight origin group No.	1	2	3	4	5
3107	Alwine, Clarence & Steve Toth (Steve Toth)	Toth & Alwine	29	C'	Foustwell, Pa.	B&O	100	(†)	(†)	E	(†)	(†)
2636	Brown, Willard C.	Snyder	7	D	Clearfield, Pa.	PRR	45	(†)	(†)	F	(†)	(†)
4034	Gilnett, Gerald	Green Valley	5	C	Knoxdale, Pa.	P&S	119	(†)	(†)	F	(†)	(†)
4041	Kniseley Coal Company (Harvey Kniseley)	Kniseley #4	5	C	Knoxdale, Pa.	P&S	119	(†)	(†)	F	(†)	(†)
4015	Mary Ellen Coal Co. (Jesse M. Lingenfelter)	Milligan	8	C	Shawville, Pa.	NYC	44	(†)	(†)	E	(†)	(†)
1961	Ohler Coal Co., John H. (Frank L. Engle)	John H. Ohler	41	Redstone	Grassy Run Jct., (Margaret Mine), Pa.	B&O	100	(†)	(†)	H	(†)	(†)
4010	Prince Terry Coal Corporation	Walter J. Henry	4	E	Morjimer, Pa.	PRR	90	(†)	(†)	G	(†)	(†)
2384	Sylvan Grove Mine (Gust F. Anderson)	Sylvan Grove	8	B	Mowry, Pa.	NYC	44	(†)	(†)	E	(†)	(†)
3267	St. Clair, Charles I.	St. Clair	28	E	Bolivar, Pa.	PRR	82	(†)	(†)	H	(†)	(†)
4045	Wallwork, George F.	Wallco #3	4	B	Sligo, Pa.	PRR	90	(†)	(†)	G	(†)	(†)

†Indicates no classifications effective for these size groups.

‡Indicates change in shipping point.

§Indicates change in freight origin group.

NOTE: The above classifications for Mine Index Nos. 2384 & 2636 are applicable only via the respective Railroads, Shipping Points and Freight Origin Group Numbers shown. Railroads, Shipping Points and Freight Origin Group Numbers heretofore assigned are hereby deleted.

FOR TRUCK SHIPMENTS

§ 321.24 General prices—Supplement T

[Prices in cents per net ton for shipment into all market areas]

Code member index	Mine Index No.	Mine	Sub-district No.	County	Seam	All lump coal double screened top size 2" and over					Double screened, top size 2" and under					Run of mine, modified R/M					2" and under, slack					3/4" and under, slack				
						1	2	3	4	5	1	2	3	4	5	1	2	3	4	5	1	2	3	4	5	1	2	3	4	5
Gilnett, Gerald	4034	Green Valley	5	Jefferson	C	(†)	(†)	240	(†)	(†)	(†)	(†)	240	(†)	(†)	(†)	(†)	240	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)
Kniseley Coal Company (Harvey Kniseley)	4041	Kniseley #4	5	Jefferson	C	(†)	(†)	240	(†)	(†)	(†)	(†)	240	(†)	(†)	(†)	(†)	240	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)
Mary Ellen Coal Co. (Jesse M. Lingenfelter)	4015	Milligan	8	Clearfield	C'	(†)	(†)	245	(†)	(†)	(†)	(†)	245	(†)	(†)	(†)	(†)	245	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)
Pinto, Joseph	4024	Joseph Pinto	14	Clearfield	C	(†)	(†)	240	(†)	(†)	(†)	(†)	240	(†)	(†)	(†)	(†)	240	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)
Prince Terry Coal Corporation	4010	Walter J. Henry	4	Clarion	E	260	235	235	220	210	260	235	235	220	210	260	235	235	220	210	260	235	235	220	210	260	235	235	220	210
Wallwork, George F.	4045	Wallco #3	2	Clarion	B	260	235	235	220	210	260	235	235	220	210	260	235	235	220	210	260	235	235	220	210	260	235	235	220	210

†Indicates no classifications or prices effective for these size groups.

[F. R. Doc. 43-10123; Filed, June 24, 1943; 10:28 a. m.]

[Docket No. A-2017]

PART 322—MINIMUM PRICE SCHEDULE, DISTRICT NO. 2

ORDER GRANTING RELIEF

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 2 for the establishment of changes in and additions to shipping points for the coals of certain mines.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act

of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of changes in and additions to shipping points for the coals of certain mines in District No. 2.

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 322.7 (*Alphabetical list of code members*) is amended by adding thereto Supplement R-I and § 322.9 (*Special prices—(c) Railroad fuel*) is amended by adding thereto Supplement R-II, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this order, pursuant to the rules and regulations governing practice and procedure before the Bituminous Coal Division in proceedings instituted pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this order, unless it shall otherwise be ordered.

No relief is granted herein for the Dixie Mine, Mine Index No. 2431 of Isaac L. VanVoorhis for the reasons set forth in an order severing that portion of Docket No. A-2017 which relates to this mine and designating such severed portion as Docket No. A-2017, Part II.

Dated: June 15, 1943.

[SEAL]

DAN H. WHEELER,
Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT No. 2

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 322, Minimum Price Schedule for District No. 2 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 322.7 Alphabetical list of code members—Supplement R-I

[Alphabetical listing of code members having railway loading facilities, showing price classification by size group Nos.]

Mine index No.	Code member	Mine name	Seam	Subdistrict No.	Shipping point	Railroad	Freight origin group No.	Size group Nos.															
								1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16
1583	C. C. Coal Co.	Grace	Pittsburgh	7	South Heights, Pa. ¹	P&LE	*73	D	D	C	C	F	F	G	G	G	(†)	(†)	(†)	(†)	(†)	(†)	(†)
1584	C. C. Coal Co.	Clara	Pittsburgh	7	South Heights, Pa. ¹	P&LE	*73	D	D	C	C	F	F	G	G	G	(†)	(†)	(†)	(†)	(†)	(†)	(†)
2077	Canistra, Tony	Switalski	Pittsburgh	3	Rich Hill Siding, Outcrop, Pa. ¹	B&O	80	(†)	(†)	(†)	(†)	(†)	E	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)
3068	Matthews Brothers (Robt. N. Matthews)	Bierer	Pittsburgh	3	Revere Branch, Uniontown, Pa. ¹	PRR	31	(†)	(†)	(†)	(†)	(†)	E	E	E	(†)	(†)	(†)	(†)	(†)	(†)	(†)	(†)
1561	Toman, George P. (Toman Coal Co.)	Toman	Pittsburgh	5	Superior Colliery No. 2, Pa., Peanut (Derry), Pa. ¹	PRR	91	G	G	G	G	H	H	G	G	G	(†)	(†)	(†)	(†)	(†)	(†)	(†)

†Indicates no classifications in these size groups.

¹Indicates change in Shipping Point.

²Indicates change in Freight Origin Group.

NOTE: The above classifications are applicable only via the respective Freight Origin Groups, Shipping Points and Railroads shown. Freight Origin Group, Shipping Points and Railroads previously assigned to these mines are no longer applicable.

NOTE: In § 322.9 (c) in Minimum Price Schedule No. 1 add the Mine Index Numbers in groups shown:

§ 322.9 Special prices—(c) Railroad fuel—Supplement R-II. Group No. 2: 1583, 1584; Group No. 6: 3068; Group No. 7: 2077; Group No. 18: 1561.

[F. R. Doc. 43-10124; Filed, June 24, 1943; 10:28 a. m.]

[Docket No. A-2026]

PART 327—MINIMUM PRICE SCHEDULE, DISTRICT No. 7

ORDER GRANTING RELIEF

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of Dis-

trict Board No. 7 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 7.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines located in District No. 7; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows:

Commencing forthwith, § 327.11 (*Low volatile coals: Alphabetical list of code members*) is amended by adding thereto Supplement R, which supplement is hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this order, pursuant to the rules and regulations governing practice and procedure before the Bituminous Coal Division in proceedings instituted pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this order, unless it shall otherwise be ordered.

Dated: June 14, 1943.

[SEAL]

DAN H. WHEELER,
Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT No. 7

NOTE: The material contained in this supplement is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 327, Minimum Price Schedule for District No. 7 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 327.11 Low volatile coals: Alphabetical list of code members—Supplement R

[Alphabetical list of code members having railway loading facilities, showing price classifications by size groups for all uses except as separately shown]

Mine index No.	Code member	Mine name	Subdistrict No.	Low volatile seam	Shipping point	Railroad	Freight origin group No.	Price classification by size group No.									
								1	2	3	4	5	6	7	8	9	10
312	Dorsey, L. J.	Dorsey #2	1	Sewell	Quinwood, W. Va.	NF&G	19	D	(†)	(†)	(†)	(†)	B	B	C	C	(†)
706	Hines Smokeless Coal Co. (Della H. Moore).	Hines	1	Sewell	Quinwood, W. Va.	NF&G	19	D	(†)	(†)	(†)	(†)	B	B	C	C	(†)

†When shown under a Size Group Number, this symbol indicates no classification effective for this size group.

[F. R. Doc. 43-10125; Filed, June 24, 1943; 10:28 a. m.]

[Docket No. A-153]

PART 328—MINIMUM PRICE SCHEDULE, DISTRICT NO. 8

ORDER GRANTING PETITION

NOTE: The following supplement to Docket A-1531 was not filed as part of the original document printed on page 8158 of the issue of June 16, 1943. A copy of the supplement has subsequently been attached to the original document.

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 328, Minimum Price Schedule for District No. 8 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 328.11 Alphabetical list of code members—Supplement R

[Alphabetical list of code members having railway loading facilities, showing price classifications by size groups for all uses except as separately shown]

Mine index no.	Code member	Mine name	High volatile seam	Subdistrict No.	Shipping point	Railroad	Freight origin group No.	Price classifications by size group Nos.																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																
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5383	Cole, George	Elzie Dotson	Whitesburg	1	Ivyton, Ky	C&O	61	M	M	L	J	G	E	C	F	D	B	H	D	B	E	M	M	F	F	M	M	H	G	J	N	L	G	L																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																						

¹ Denotes change in seam designation.

² Indicates change in price classification from previous price classification for certain size groups.

Indicates no classification effective for these size groups.

§ 328.34 General prices for high volatile coals, in cents per net ton for shipment into all market areas—Supplement T—Continued

Code member index	Mine	Mine Index No.	Seam	Base sizes									
				Lump over 2' egg	Lump 2' and under, egg 3' x 6"	Lump 1 1/2' and under, egg 3' x 6"	Lump 3/4' and under, egg 2' x 4"	Egg 2' x 4" egg 2' x 4"	Stove 3' and under, nut 2' and under	Straight mine run	2' and under slack	3/4' and under slack	
SUBDISTRICT NO. 1—BIG SANDY-ELKHORN—Continued													
MAGOFFIN COUNTY, KY.—con.													
Gilley, Charles W.				285	285	285	285	285	285	285	285	285	285
Hutton, Ben				285	285	285	285	285	285	285	285	285	285
Howington & Murphy (Ike Murphy)				285	285	285	285	285	285	285	285	285	285
Laurel Creek Coal Co. (D. G. Sublett)				285	285	285	285	285	285	285	285	285	285
McCoy, Martin				285	285	285	285	285	285	285	285	285	285
Nickels, George				285	285	285	285	285	285	285	285	285	285
Owens, Albert				285	285	285	285	285	285	285	285	285	285
Patrick, Ishmael				285	285	285	285	285	285	285	285	285	285
Prater, Rufus				285	285	285	285	285	285	285	285	285	285
Reed, Ruben				285	285	285	285	285	285	285	285	285	285
Salyer, Clyde				285	285	285	285	285	285	285	285	285	285
Watkins, Pearl				285	285	285	285	285	285	285	285	285	285
Williams, Wise				285	285	285	285	285	285	285	285	285	285
Wooten, A. J.				285	285	285	285	285	285	285	285	285	285
SUBDISTRICT NO. 2—HARLAN													
HARLAN COUNTY, KY.													
O'Roark, John				320	300	255	270	245	245	245	200	195	195
SUBDISTRICT NO. 3—HAZARD													
FERRY COUNTY, KY.													
Stacy, Hubert				285	285	240	240	225	230	175	170	170	170
LETCHER COUNTY, KY.													
Collins & Breeding (Blaine Collins)				295	275	240	240	225	230	180	175	175	175
Collins, Ted				295	275	240	240	225	230	180	175	175	175
Cook, Archie				285	265	240	240	225	230	175	170	170	170
Creech, Hursel				290	270	245	250	230	235	195	190	190	190
Fields, George				290	270	245	250	230	235	195	190	190	190
Frazier, Van B.				285	265	240	240	225	230	175	170	170	170
Hale, Golden				285	265	240	240	225	230	180	175	175	175
Hog, Chester				285	265	240	240	225	230	175	170	170	170
Jackson, Robert				285	265	240	240	225	230	175	170	170	170
Jenkins, A. B.				290	270	245	250	230	235	200	195	195	195
Jenkins, N. B.				285	265	240	240	225	230	175	170	170	170
Lucas, N. J.				285	265	240	240	225	230	175	170	170	170
Montgomery, J. S.				290	270	245	250	230	235	200	195	195	195
Sexton, Sam				285	265	240	240	225	230	175	170	170	170
Sumner, John W.				285	265	240	240	225	230	175	170	170	170
Van Zandt, Elaine				290	270	245	250	230	235	200	195	195	195
SUBDISTRICT NO. 7—VIRGINIA													
RUSSELL COUNTY, VA.													
Reedy, R. L. (Reedy Coal Co.)				285	265	240	240	235	230	175	170	170	170
WISE COUNTY, VA.													
Horne Coal Co. (F. B. & G. F. Horne)				285	265	240	240	235	230	175	170	170	170

1 Denotes change in seam designation.

2 Indicates change in price classification from previous price classification for certain size groups.

3 Indicates correction in county location from Letcher County, Kentucky.

FOR TRUCK SHIPMENTS

§ 328.34 General prices for high volatile coals, in cents per net ton for shipment into all market areas—Supplement T

Code member index	Mine	Mine Index No.	Seam	Base sizes									
				Lump over 2' egg 4' x 6"	Lump 2' and under, egg 3' x 6"	Lump 1 1/2' and under, egg 2' x 4"	Egg 2' x 4" egg 2' x 4"	Stove 3' and under, nut 2' and under	Straight mine run	2' and under slack	3/4' and under slack		
SPEEDSBURY No. 1—BIG SANDY-ELKHORN													
JOHNSON COUNTY, KY.													
Arwood, Melvin	Preston No. 2	1129	Millers Creek 1	325	305	255	260	235	245	160	185	185	
Blevins, Donald L.	Sloane	3588	Elkhorn No. 21	315	295	250	250	230	235	240	190	185	
Butcher, Beecher	Butcher	1130	Millers Creek 1	325	305	255	260	235	245	160	185	185	
Crislip, Fred	Fred Crislip	3592	Elkhorn No. 21	315	295	250	260	235	240	190	185	185	
D. C. Coal Company (Oscar Castle)	Holly	5183	Elkhorn No. 21	315	295	250	260	235	240	190	185	185	
Daniels, Shirley	Daniels	3132	Millers Creek 1	325	305	255	260	235	245	190	185	185	
Davis, Ernie	Cecil Runner	3589	Elkhorn No. 21	315	295	250	230	240	220	170	165	165	
Dennison, James	Dennison	5090	Winifrede 1	285	265	230	240	225	220	170	165	165	
Dixon & Bailey (Elmer L. Dixon)	Tayes Branch	2533	Millers Creek 1	325	305	255	260	235	245	190	185	185	
Graham, Arnold	Estep	3590	Elkhorn No. 21	315	295	250	230	240	220	170	165	165	
Hall, Elsie	Hall	1132	Millers Creek 1	325	305	255	260	235	245	190	185	185	
Harris & Stone	Harris & Stone	962	Elkhorn No. 21	315	295	250	230	240	220	170	165	165	
Horne, John	Ray Turner	1134	Millers Creek 1	325	305	255	260	235	245	190	185	185	
Kimber, Happy & Howard	Picke	1139	Elkhorn No. 21	315	295	250	230	240	220	170	165	165	
King, Joe	Cantrill-King	972	Elkhorn No. 21	315	295	250	230	235	245	190	185	185	
Mann, Lon	Mann	3141	Millers Creek 1	325	305	255	260	235	245	190	185	185	
Mumford, Lon	Knott Mall	946	Elkhorn No. 21	315	295	250	230	235	240	190	185	185	
Pickens, Oakley	Mays	1136	Millers Creek 1	325	305	255	260	235	245	190	185	185	
Rath, Earl	Rice	1137	Millers Creek 1	325	305	255	260	235	245	190	185	185	
Rice, Ralph	Rose	1138	Millers Creek 1	325	305	255	260	235	245	190	185	185	
Rose, John	R. P. Cantrell	970	Elkhorn No. 21	315	295	250	240	235	240	190	185	185	
Salyer, Luther	I. D. Preston	2879	Millers Creek 1	325	305	255	260	235	245	190	185	185	
Short & Powers (Estill Powers)	Fields	2881	Millers Creek 1	325	305	255	260	235	245	190	185	185	
Spiggs, Wells (John C. Spiggs)	Mary Stone	5133	Elkhorn No. 21	315	295	250	230	235	240	190	185	185	
Stamper, Alva	Van Hoose	1140	Millers Creek 1	325	305	255	260	235	245	190	185	185	
Ward, Walter	Ward No. 1	1141	Hazard No. 41	285	265	230	240	225	220	170	165	165	
Ward, C. C.	Ward No. 2	1142	Elkhorn No. 31	285	265	230	240	225	220	170	165	165	
Ward, Frank	Frank Ward	1145	Millers Creek 1	325	305	255	260	235	245	190	185	185	
LETCHER COUNTY, KY.													
Brown, C. A.	Quick	1178	"C" 1	290	270	245	230	230	235	195	190	190	
Collier, Lloyd	Lloyd Collier	999	"B" 1	290	270	245	230	230	235	195	190	190	
Leaver, Sam	Leaver	1152	"B" 1	290	270	245	230	230	235	195	190	190	
Magard, Joe	Magard	1153	"B" 1	290	270	245	230	230	235	195	190	190	
Sons, H. C.	Sons	1154	"A" 1	290	270	245	230	230	235	195	190	190	
Sumpter, Hillard G.	Sumpter	2841	"A" 1	290	270	245	230	230	235	195	190	190	
MAGOFFIN COUNTY, KY.													
Adams, James	Adams	5249	Whitesburg 1	265	265	220	240	225	220	170	165	165	
Adams, J. L. & Calloway	W. S. Adams	1190	Whitesburg 1	265	265	220	240	225	220	170	165	165	
Back, Fred & M. B. (Fred Back)	Fred Back	4099	Hazard No. 61	265	265	220	240	225	220	170	165	165	
Bailey & Hall	Hazard No. 61	3533	Hazard No. 41	265	265	220	240	225	220	170	165	165	
Buchanan Coal Co., Inc.	Tip Top	462	Hazard No. 41	265	265	220	240	225	220	170	165	165	
Caldwell, James	Caldwell	3968	Hazard No. 41	265	265	220	240	225	220	170	165	165	
Caudill, Smith	Smith-Candill	1191	Whitesburg 1	265	265	220	240	225	220	170	165	165	
Coile, George	Elzie Dotson	3593	Whitesburg 1	265	265	220	240	225	220	170	165	165	
Coile, George	Sherman Rice	5191	Whitesburg 1	265	265	220	240	225	220	170	165	165	
Coile, Nute	Nute Cole	3980	Whitesburg 1	265	265	220	240	225	220	170	165	165	
Coile, Roy	Cole	3846	Whitesburg 1	265	265	220	240	225	220	170	165	165	
Combs, Ben	Combs-Kenard	1193	Hazard No. 41	265	265	220	240	225	220	170	165	165	

[Docket No. A-2021]
PART 328—MINIMUM PRICE SCHEDULE
DISTRICT No. 8

ORDER GRANTING RELIEF

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 8 for the establishment of price classifications and minimum prices for rail and truck shipments and changes in the shipping points for the coals of certain mines.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this

Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices and changes in the shipping points for the coals of certain mines in District No. 8; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT No. 8

NOTE: The material contained in these supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 328, Minimum Price Schedule for District No. 8 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK

§ 328.11 Alphabetical list of code members—Supplement R

[Alphabetical list of code members having railway loading facilities, showing price classifications by size groups for all uses except as separately shown]

Mine Index No.	Code member	Mine name	High volatile seam	Sub-district No.	Shipping point	Railroad	Freight origin group No.	Price classifications by size group Nos.																							
								For destinations other than Great Lakes												For Great Lakes cargo only											
								1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
2190	Blue Gem Coal Company	Blue Gem	No. 5	7	St. Charles, Va.	L&N & Sou.	204	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
6000	Brashear, H. B.	Brashear	Hazard No. 4	3	Viper, Ky.	L&N	100	K	K	J	H	G	E	G	D	K	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
4131	Candill, Stephen	Stephen Candill	Elkhorn	1	Mayking, Ky.	L&N	62	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
281	Dean Fuel Company, c/o Chas. Dean	Dean	Dean	6	Dade, Ky.	L&N	111	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
1974	Gothard, T. J. & Sons (T. J. Gothard)	Moon Pie	Jellico	6	Habersham, Tenn.	L&N	140	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
5210	Harvey, W. T.	Draper Mining Co.	Eagle	5	Draper Siding, Logan, W. Va.	C&O	150	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
5585	Jennies Creek Coal Company	Jennies Creek Nos. 1 and 2	Milkers Creek	1	Dobson, Ky.	C&O	61	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
4142	Mullis, Sam. (J. N. Meek)	Buffalo Blue Gem	Blue Gem	6	Yaden, Ky.	L&N	111	A	A	A	A	A	A	C	A	K	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
4144	Riverton Coal Company	Riverton No. 7	Winifrede	4	Crown Hill, W. Va.	C&O	123	G	G	F	G	E	G	E	D	H	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
1557	Sanders, Roy (Sanders Mines)	Sanders No. 2	Straight Creek	6	Pineville, Ky.	L&N	111	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
4126	Utilities Coal Company	Utilities No. 62	Island Creek	5	Kistler, W. Va.	C&O	150	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)

*Indicates previously classified these size groups.

†Indicates no classification effective for these size groups.

‡Denotes change in mine name.

§Denotes new shipping point.

¶Denotes new shipping point.

It is ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 328.11 (Alpha-betical list of code members) is amended by adding thereto Supplement R, and § 328.34 (General prices for high volatile coals in cents per net ton for shipment into all market areas) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the

temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this order, pursuant to the rules and regulations governing practice and procedure before the Bituminous Coal Division in proceedings instituted pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this order, unless it shall otherwise be ordered.

Dated: June 10, 1943.

[SEAL] DAN H. WHEELER,
Director.

*Mine Index No. 4144 (Riverton No. 7 Mine) in F. O. G. No. 123 shall add not less than 30 cents per net ton, when floating equipment is loaded on the Kanawha River for "Free Alongside Deliveries" to the prices listed in § 328.13 (2) in Minimum Price Schedule No. 1, Schedule of Effective Minimum Prices for District No. 8 For All Shipments Except Truck, as amended by Order dated August 28, 1942, in General Docket No. 21.

It is further ordered. That the relief herein granted shall become final sixty (60) days from the date of this order, unless it shall otherwise be ordered.

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 330.25 (*General prices in cents per net ton for shipment into all market areas*) is amended by adding thereto Supplement T, which supplement is hereinafter set forth and hereby made a part hereof.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay terminate or modify the

NOTE: The material contained in this supplement is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 330, Minimum Price Schedule for District No. 10 and supplements thereto.

FOR TRUCK SHIPMENTS
\$ 330.25 General prices in cents per net ton for shipment into all market areas—
Supplement T

Code member index		Mine index No.	Mine	Seam	Prices and size group Nos.														
					1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
SECTION No. 5																			
SCHUTLER COUNTY																			
Kuhn, Earl R.....		1630	Kuhn's.	2	200	255	250	240	235	230	175	170	155	160	160	160	130	120	65

F. R. Doc. 43-10127; Filed, June 24, 1943; 10:28 a. m.]

513, of code member producer Bill Haas, located in Subdistrict 18 of District No. 17 as \$4.49 per net ton, whereas, the original of said Supplement T shows the minimum price for said coal as \$4.40 per net ton.

[F. R. Doc. 43-10200; Filed, June 25, 1943;
10:15 a. m.]

Chapter VI—Solid Fuels Administration
for War •

DISTRIBUTION OF COAL SUPPLY
SUSPENSION OF PROVISIONS OF ORDER
Pursuant to the provisions contained
in § 3247.1 (e) of War Production Board

[Docket No. A-1459, Part II]
PART 337—MINIMUM PRICE SCHEDULE,
DISTRICT NO. 17

ORDER GRANTING RELIEF

Notice correcting error in reproduction of supplement to order in the matter of the petition of District Board No. 17 for establishment and revision of price classifications and minimum prices for the I. H. I. No. 2 mine and the North Canyon Mine.

It appears that the reproductions of a schedule designated as Supplement T, amending § 337.21 (*General prices in cents per net ton for shipment into all market areas*), attached to and made a part of an order entered in the above-entitled matter on May 11, 1943 (8 F.R. 6725), show the minimum price, f. o. b. transportation facilities, for coal in Size Group 9 produced for truck shipment at the I. H. I. No. 2 Mine, Mine Index No.

\$ 328.34 *General prices for high volatile coals in cents per net ton for shipment into all market areas—Supplement T*

Code member index	Mine	Mine index No.	Seam	Base sizes									
				Lump over 24" egg 4"	Lump 24" and under, egg 3" x 6"	Lump 34" and under, egg 3" x 6"	Lump 34" and under, egg 2" x 4"	Reg 24" x 4" egg 2" x 4"	Stove 24" and under, nut 2" and under	Straight mine run	24" and under slack		
SUBDISTRICT NO. 1—BIG SANDY-ELKHORN													
JOHNSON COUNTY, KY.													
Columbia Coal & Mining Co., Inc.	Turner Branch	3612	Millers Creek 1	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
Jennies Creek Coal Company (J. N. Meek).	Jennies Creek Nos. 1 and 2	3588	Millers Creek	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)	(*)
SUBDISTRICT NO. 3—HAZARD													
LEE COUNTY, KY.													
Couch, Stanley	Big Willow	4146	No. 3	295	275	240	245	225	230	175	170		
PERRY COUNTY, KY.													
Brashear, H. B.	Brashear	6000	Hazard No. 4	295	275	240	245	225	230	180	175		
SUBDISTRICT NO. 4—KANAWHA													
KANAWHA COUNTY, W. VA.													
Riverton Coal Company	Riverton No. 7	4144	Winfrede	310	290	240	255	225	230	185	180		
SUBDISTRICT NO. 6—SOUTHERN APPALACHIAN													
WHITLEY COUNTY, KY.													
Mulle, Sam	Buffalo Blue Gem	4142	Blue Gem	355	335	255	280	245	245	165	160		

*Indicates previously classified these size groups.
 † Denotes change in seam designation.
 ‡ Denotes change in mine name.

U. F. R. Doc. 43-10126; Filed, June 24, 1943; 10-28 a. m.]

this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of Kuhn's Mine, Mine Index No. 1630, of Earl R. Kuhn, in District No. 16; and

It appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

[Docket No. A-2030]
PART 330—MINIMUM PRICE SCHEDULE,
DISTRICT No. 10

ORDER GRANTING RELIEF

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board No. 10 for establishment of price classifications and minimum prices for Mine Index No. 1630.

An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with

No. M-316,¹ in order to assure the most efficient distribution of the supply of bituminous coal in the interest of the war and essential civilian production, I hereby order that the provisions of the aforementioned order as amended and reinstated by my order of June 21, 1943, are suspended, effective immediately, until further order.

Issued this 23d day of June 1943.

HAROLD L. ICKES,

Solid Fuels Administrator for War.

[F. R. Doc. 43-10171; Filed, June 24, 1943; 4:39 p. m.]

TITLE 31—MONEY AND FINANCE

Chapter II—Fiscal Service

Subchapter B—Bureau of the Public Debt

[1943 Cumulative Amendment to Dept. Circ. 530, Fifth Revision, dated June 1, 1942²]

PART 315—REGULATIONS GOVERNING UNITED STATES SAVINGS BONDS

CUMULATIVE AMENDMENT

JUNE 17, 1943.

Sections 315.2, 315.3, 315.20 (b), 315.25, 315.26, 315.27, 315.32, 315.36, 315.37, 315.52 and 315.65 of Department Circular No. 530, Fifth Revision, dated June 1, 1942 (7 F.R. 5158), are hereby revised to read as hereinafter set forth; §§ 315.29 and 315.35 of said circular, as amended by the first amendment dated November 23, 1942 (7 F.R. 9772), are hereby further amended to read as hereinafter set forth:

§ 315.2 *General.* United States Savings Bonds will be issued only in registered form. The name and complete post office address of the owner, as well as the name of the coowner or designated beneficiary, if any, and the date as of which the bond is issued will be inscribed thereon at the time of issue by an authorized issuing agent.³ The form of registration used must express the actual ownership of and interest in the bond and, except as otherwise specifically provided in these regulations, will be considered as conclusive of such ownership and interest. The Treasury Department can recognize no notices of adverse claims to savings bonds and will enter no stoppages or caveats against payment in accordance with the registration of the bonds. No designation of an attorney, agent or other representative to request or receive payment on behalf of the owner, nor any restriction on the right of such owner to receive payment of the bond, other than as provided in these regulations, may be made in the registration or otherwise.

¹ 8 F.R. 5677, 5801, 7412, 7630.

² This is a cumulative amendment to Department Circular No. 530, Fifth Revision. It includes all amendments now or heretofore made to that revision. Section 315.10, as amended by the first amendment, which is now in force unchanged, is printed herein in order that this cumulative amendment may be complete.

³ The date of maturity is also inscribed on Savings Bonds of Series A, Series B, and Series D.

§ 315.3 *Restrictions.* Only residents (whether individuals or others) of the United States (which for the purposes of this section shall include the territories, insular possessions and Canal Zone), citizens of the United States temporarily residing abroad, and nonresident aliens employed in the United States by the Federal government or an agency thereof, may be named as owners, coowners or designated beneficiaries on bonds originally issued on or after April 1, 1940, or on authorized reissues thereof: *Provided, however,* That on original issues of bonds, but not on reissues, a nonresident alien (not a citizen of an enemy nation) may be named as coowner or designated beneficiary: *And provided further,* That a nonresident alien, whether owner, coowner or beneficiary succeeding to title on the death of the owner, or succeeding to title upon the death of a surviving coowner or beneficiary, will be entitled only to request and receive payment either at or before maturity.⁴

§ 315.10 *Calculation of amount.* In computing the amount of savings bonds of any one series issued during any one calendar year held by any one person at any one time for the purpose of determining whether the amount is in excess of the authorized limit as set forth in the next preceding section, the following rules shall govern:

(a) The holdings of each person, as defined in the next preceding section, individually and in a fiduciary capacity, shall be computed separately.

(b) In the case of bonds of Series A, B, C, D and E, the computation shall be based upon maturity values. In the case of bonds of Series F and G, the computation shall be based upon issue prices.

(c) There must be taken into account: (1) All bonds originally issued to and registered in the name of that person alone; (2) all bonds originally issued to and registered in the name of that person as a coowner or reissued to add his name as coowner under the provisions of § 315.29 (a), or to designate him as coowner instead of as a beneficiary under the provisions of § 315.35 hereof: *Provided, however,* That with respect to bonds of Series E held in coownership form, the amount thereof may be applied to the holdings of either of the coowners, but will not be applied to both, or the amount may be apportioned between them; and (3) all bonds acquired by him before March 1, 1941, upon the death of another or the happening of any other event.

(d) There need not be taken into account: (1) Bonds of which that person is merely the designated beneficiary; (2) those in which his interest is only that of a beneficiary under a trust; or (3) those to which he is entitled as an

⁴ Under the terms of Executive Order No. 8389, as amended, and the regulations issued thereunder, bonds may not be issued or paid to nationals (as defined in said order) of blocked countries or to nationals of enemy countries, whether or not residing in the United States, unless such nationals are generally or specially licensed under the terms of the order.

heir or legatee of the deceased registered owner or by virtue of the termination of a trust or the happening of any other event unless he became entitled to any such bonds in his own right before March 1, 1941.

(e) Nothing herein contained shall be construed to invalidate any holdings within or, except as provided in paragraph (c) above, to validate any holdings in excess of, the authorized limits, as computed under the regulations in force at the time such holdings were acquired.

§ 315.20 * * *

(b) *Banks, trust companies and branches.* Any officer of any incorporated bank or trust company or branch thereof, domestic or foreign, including banks or trust companies incorporated in the United States or its organized territories, those doing business in the organized territories or insular possessions of the United States and the Commonwealth of the Philippines under Federal charter or organized under Federal law, Federal Reserve Banks, Federal Land Banks, and Federal Home Loan Banks; any employee of any such bank or trust company expressly authorized by the corporation to sign on behalf of, or for, any officer thereof, and who should sign over the title "Designated Employee"; and Federal Reserve Agent and Assistant Federal Reserve Agents, located at the several Federal Reserve Banks. Certifications by any of these officers or designated employees should be authenticated by either a legible impression of the corporate seal of the bank or trust company or, in the case of banks or trust companies and their branches which are authorized and duly qualified issuing agents for bonds of Series E, by a legible imprint of the issuing agent's dating stamp.

§ 315.25 *Payment to legal guardians.* If the form of registration of a savings bond indicates that the owner is a minor or has been judicially declared to be incompetent to manage his estate and that a guardian or similar representative has been appointed for the estate of such minor or incompetent by a court having jurisdiction or is otherwise legally qualified, payment will be made only to such guardian or similar legal representative. In such case the request for payment appearing on the back of the bond should be signed by the guardian or other legal representative as such, for example, "John A. Jones, guardian (committee) of the estate of Henry W. Smith, a minor (an incompetent)". Unless the form of registration gives the name of the representative, there must be submitted in support of the request a certificate or a certified copy of the letters of appointment from the court making the appointment under the seal of the court, establishing that the appointment is in full force. Such certificate or certification (except in the case of corporate fiduciaries) should be dated not more than six months prior to the date of presentation of the bond for payment. See Subpart M hereof for payment provisions applicable to bonds registered in the names of guardians and

similar fiduciaries. Where the form of registration does not indicate that the owner is a minor for whose estate a guardian has been appointed, a notice that such guardian has been appointed will not be accepted by the Treasury for the purpose of preventing payment to the minor or his parent as provided in the two following sections.

§ 315.26 *Payment to minors.* Unless the form of registration of a savings bond indicates that the owner is a minor for whose estate a guardian or similar legal representative has been appointed or is otherwise duly qualified, payment will be made direct to such minor, provided he is, at the time payment is requested, of sufficient competency and understanding to sign his name to the request and to comprehend the nature of such act. In general the fact that the request for payment has been signed by a minor and duly certified in accordance with Subpart H hereof will be accepted as sufficient proof of such competency and understanding.

§ 315.27 *Payment to parents of minors.* If the owner of a savings bond is a minor and the form of registration does not indicate that a guardian or similar legal representative of the estate of such minor owner has been appointed or is otherwise legally qualified, and if such minor owner is not of sufficient competency and understanding to execute the request for payment, payment will be made to either parent of the minor with whom he resides, or if the minor does not reside with either parent, then to the person who furnishes his chief support. The parent or such other person should sign the request for payment in his own name, on behalf of the minor, in the form "Mrs. Mary Jones, on behalf of John C. Jones", and should sign a certificate, in substantially the following form, which may be typed on the back of the bond:

I certify that I am the _____ (relationship) of John C. Jones and the person with whom he resides. He is _____ years of age and is not of sufficient competency and understanding to sign this request.

If a person other than a parent signs the request on behalf of the minor he should also certify that the minor does not reside with either parent and that he furnishes his chief support. The Treasury Department may in any particular case require further proof that the minor is not of sufficient competency and understanding to execute the request for payment and of the right of the person executing the request to act on behalf of the minor.

§ 315.29 *Reissue for certain purposes.* A savings bond of any series registered in the name of one person in his own right, or to which one person is shown to be entitled in his own right under these regulations, may be reissued upon appropriate request for the following purposes:

(a) *Addition of coowner.* Reissue in the name of the owner with that of another natural person as coowner, provided that bonds reissued in accordance with this subsection will be considered

for the purposes of computation of holdings under Subpart D of these regulations as originally issued in both names and no reissue will be effective which results in any one person holding bonds in excess of the established limitation for the series to which the bonds belong. Requests for reissue under this subsection should be made on Form PD 1762.

(b) *Addition of a beneficiary.* Reissue in the name of the owner with the name of another natural person as designated beneficiary. Applications for reissue under the provisions of this subsection should be made on Form PD 1077.

(c) *Reissue in living trust.* Reissue in the name of a trustee of a living trust created by the registered owner for his benefit in whole or in part, during his lifetime whether or not containing an absolute power of revocation in the grantor; but such reissue will be allowed only in the case of bonds of those series which may be originally issued in the name of a trustee.

§ 315.32 *Payment or reissue.* A savings bond registered in the names of two persons as coowners in the form "John A. Jones or Mrs. Mary C. Jones", will be paid or reissued as follows:

(a) *During the lives of both coowners.* During the lives of both coowners the bond will be paid to either coowner upon his separate request without requiring the signature of the other coowner; and upon payment to either coowner the other person shall cease to have any interest in the bond. The bond will also be paid to both coowners upon their joint request, in which case payment will be made by check drawn to the order of both coowners in the form, for example, "John A. Jones and Mrs. Mary C. Jones", and the check must be endorsed by both payees. The bond will not be reissued in any form during the lives of both coowners except as specifically provided in these regulations.

(b) *After the death of one coowner.* If either coowner dies without having presented and surrendered the bond for payment to a Federal Reserve Bank or the Treasury Department, the surviving coowner will be recognized as the sole and absolute owner of the bond, and payment will be made only to him: *Provided, however,* That if a coowner dies after he has properly executed the request for payment and after the bond has actually been received by a Federal Reserve Bank or the Treasury Department, payment of the bond, or check if one has been issued, will be made to his estate (see Subpart P hereof). Upon proof of the death of one coowner and appropriate request by the surviving coowner (unless a nonresident alien, in which case see § 315.3) the bond will be reissued in the name of such survivor alone, or in his name with another individual as coowner, or in his name payable on death to a designated beneficiary.

(c) *On death of both coowners in common disaster.* If both coowners die in a common disaster under such conditions that it cannot be established, either by presumption of law or otherwise, which coowner died first, the bond will be considered as belonging to the estates of both coowners.

(d) *After the death of a surviving coowner.* If a surviving coowner who became solely entitled to the bond under the provisions of paragraph (b) of this section dies without having submitted the bond for payment or reissue, the bond will be paid or reissued as though it were registered in the name of such last deceased coowner alone. In this case proof of the death of both coowners and of the order in which they died will be required.

§ 315.35 *Reissue during the lifetime of registered owner.* A bond registered in the name of one person payable on death to another may be reissued, on the duly certified request of the registered owner, to name a beneficiary designated on the bond as coowner subject to the same restrictions and conditions contained in § 315.29 (a). A bond may also be reissued upon the duly certified request of the registered owner, together with the duly certified consent of the designated beneficiary, to eliminate such beneficiary or to substitute another person as beneficiary, or to name another person as coowner. If the beneficiary should predecease the registered owner, upon proof of such death and upon request of the registered owner the bond may be reissued in his name alone or in his name with another individual as coowner, or in his name payable on death to a designated beneficiary. Requests should preferably be made upon the forms provided for such purpose.

§ 315.36 *Payment or reissue to beneficiary.* If the registered owner dies without having presented and surrendered the bond for payment or authorized reissue to a Federal Reserve Bank or the Treasury Department, and is survived by the beneficiary, upon proof of such death and survivorship, the beneficiary will be recognized as the sole and absolute owner of the bond, and it will be paid only to him at or before maturity, or (unless such beneficiary be a nonresident alien, in which case see § 315.3) may be reissued in his name alone, or otherwise reissued in accordance with Subpart J as though it were registered in his name alone: *Provided, however,* That if the bond with a properly executed request by the registered owner for payment or authorized reissue has actually been received by a Federal Reserve Bank or the Treasury Department, payment of the bond, or check, if one has been issued, will be made to the estate of the deceased owner in accordance with § 315.49.

§ 315.37 *Payment or reissue after death of the surviving beneficiary.* After the death of a surviving beneficiary who became entitled under the provisions of this Subpart, the bond will be paid or (except in the case of a nonresident alien) reissued in accordance with Subpart J as though it were registered in the name of the surviving beneficiary alone. In this case proof of the death of both the registered owner and the beneficiary and of the order in which they died will be required.

§ 315.52 *Determination of interest as between owner and coowner or bene-*

fiary. Conflicting claims as to ownership of or interest in a savings bond, as between the registered owner and the coowner or the registered owner and a designated beneficiary may be determined by valid judicial proceedings, in which case the bond upon surrender by the party requesting reissue may be reissued in the names of the respective parties to the extent of their respective interests as determined by such proceedings, but only in authorized denominations. The Treasury can accept no notices of pending judicial proceedings and cannot undertake to protect the interests of litigants who do not have possession of the bonds.

§ 315.65 *Correspondence, certificates, notices and forms.* Correspondence in regard to any transactions in United States Savings Bonds under the provisions of these regulations, certificates of court and other certificates, as well as notices of intention to redeem, and the like (which must be in writing), should be addressed to a Federal Reserve Bank or to the Treasury Department, Bureau of the Public Debt, Merchandise Mart, Chicago, Illinois. Notices or documents on file with other bureaus of the Department will not be recognized. Appropriate forms for use in connection with transactions may be procured from any Federal Reserve Bank or from the Division of Loans and Currency.

[SEAL] HENRY MORGENTHAU, Jr.,
Secretary of the Treasury.

[F. R. Doc. 43-10208; Filed, June 25, 1943;
11:24 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

Subchapter B—Executive Vice Chairman

AUTHORITY: Regulations in this subchapter issued under P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.

PART 938—SYNTHETIC RUBBER

[Revocation of General Preference Order M-13]

Section 938.1 *General Preference Order M-13* (8 F.R. 1218) is hereby revoked, being superseded by Rubber Order R-1, effective July 1, 1943.

This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Order M-13.

This revocation shall take effect July 1, 1943.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10211; Filed, June 25, 1943;
11:52 a. m.]

PART 940—RUBBER AND BALATA AND PRODUCTS AND MATERIALS OF WHICH RUBBER OR BALATA IS A COMPONENT

[Revocation of Supplementary Order M-15-b]

Section 940.3 *Supplementary Order M-15-b*¹ is hereby revoked, being superseded by Rubber Order R-1, effective July 1, 1943.

This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Order M-15-b.

This revocation shall take effect July 1, 1943.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10212; Filed, June 25, 1943;
11:52 a. m.]

PART 940—RUBBER AND BALATA AND PRODUCTS AND MATERIALS OF WHICH RUBBER OR BALATA IS A COMPONENT

[Revocation of Supplementary Order M-15-b-1]

Section 940.5 *Supplementary Order M-15-b-1*² is hereby revoked, being superseded by Rubber Order R-1, effective July 1, 1943.

This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Order M-15-b-1.

This revocation shall take effect July 1, 1943.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10213; Filed, June 25, 1943;
11:52 a. m.]

PART 940—RUBBER AND BALATA AND PRODUCTS AND MATERIALS OF WHICH RUBBER OR BALATA IS A COMPONENT

[Revocation of Supplementary Order M-15-d]

Section 940.6 *Supplementary Order M-15-d* (7 F.R. 4448) is hereby revoked, being superseded by Rubber Order R-1 effective July 1, 1943.

This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Order M-15-d.

This revocation shall take effect July 1, 1943.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10214; Filed, June 25, 1943;
11:52 a. m.]

¹ 8 F.R. 4821, 5363, 6671, 7441, 7643.
² 7 F.R. 10967; 8 F.R. 83, 1094.

PART 940—RUBBER AND BALATA AND PRODUCTS OF WHICH RUBBER OR BALATA IS A COMPONENT

[Revocation of Supplementary Order M-15-e]

Section 940.7 *Supplementary Order M-15-e* (8 F.R. 1218) is hereby revoked, being superseded by Rubber Order R-1, effective July 1, 1943.

This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Order M-15-e.

This revocation shall take effect July 1, 1943.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10215; Filed, June 25, 1943;
11:52 a. m.]

PART 940—RUBBER AND BALATA AND PRODUCTS OF WHICH RUBBER OR BALATA IS A COMPONENT

[Revocation of Supplementary Order M-15-f]

Section 940.8 *Supplementary Order M-15-f* (8 F.R. 5145) is hereby revoked, being superseded by Rubber Order R-1, effective July 1, 1943.

This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Order M-15-f.

This revocation shall take effect July 1, 1943.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10216; Filed, June 25, 1943;
11:52 a. m.]

PART 940—RUBBER AND BALATA AND PRODUCTS AND MATERIALS OF WHICH RUBBER OR BALATA IS A COMPONENT

[Revocation of Supplementary Order M-15-g]

Section 940.9 *Supplementary Order M-15-g* (8 F.R. 4945) is hereby revoked, being superseded by Rubber Order R-1, effective July 1, 1943.

This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Order M-15-g.

This revocation shall take effect July 1, 1943.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10223; Filed, June 25, 1943;
11:52 a. m.]

PART 940—RUBBER AND BALATA AND PRODUCTS AND MATERIALS OF WHICH RUBBER OR BALATA IS A COMPONENT

[Revocation of Supplementary Order M-15-h]

Section 940.10 *Supplementary Order M-15-h* (8 F.R. 5666) is hereby revoked, being superseded by Rubber Order R-1, effective July 1, 1943.

This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Order M-15-h.

This revocation shall take effect July 1, 1943.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10224; Filed, June 25, 1943; 11:53 a. m.]

PART 951—MATERIAL AND EQUIPMENT ENTERING INTO THE CONSTRUCTION OF SHIPWAYS

[Revocation of Preference Rating Order P-14-a]

Section 951.1 *Preference Rating Order P-14-a* is hereby revoked, as follows:

a. No new copy of Preference Rating Order P-14-a shall hereafter be issued or addressed to any shipyard or accepted by any shipyard.

b. On or before July 1, 1943, every shipyard and rated subcontractor to which copies of Preference Rating Order P-14-a have been issued or extended shall return all such copies of Preference Rating Order P-14-a to War Production Board, Shipbuilding Division, Washington, D. C.

c. After July 1, 1943, no shipyard to which a copy of Preference Rating Order P-14-a was issued shall apply or extend any preference rating which was assigned thereby or any rerating thereof.

Rated subcontractors and suppliers, however, may continue to extend such ratings in the manner and subject to the conditions provided in Priorities Regulation No. 3.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10225; Filed, June 25, 1943; 11:54 a. m.]

PART 951—MATERIAL AND EQUIPMENT ENTERING INTO THE CONSTRUCTION OF SHIPWAYS

[Revocation of Preference Rating Order P-14-b]

Section 951.2 *Preference Rating Order P-14-b* is hereby revoked, as follows:

a. No new copy of Preference Rating Order P-14-b shall hereafter be issued or addressed to any shipyard or accepted by any shipyard.

b. On or before July 1, 1943, every shipyard and rated subcontractor to which copies of Preference Rating Order P-14-b have been issued or extended shall return all such copies of Preference

Rating Order P-14-b to War Production Board, Shipbuilding Division, Washington, D. C.,

c. After July 1, 1943, no shipyard to which a copy of Preference Rating Order P-14-b was issued shall apply or extend any preference rating which was assigned thereby or any rerating thereof.

Rated subcontractors and suppliers, however, may continue to extend such ratings in the manner and subject to the conditions provided in Priorities Regulation No. 3.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10226; Filed, June 25, 1943; 11:54 a. m.]

PART 1013—CHLORINATED RUBBER

[Revocation of General Preference Order M-46]

Section 1013.1 *General Preference Order M-46* (8 F.R. 1222) is hereby revoked, being superseded by Rubber Order R-1, effective July 1, 1943.

This action shall not be construed to affect in any way any liability or penalty accrued or incurred under said Order M-46.

This revocation shall take effect July 1, 1943.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10227; Filed, June 25, 1943; 11:53 a. m.]

PART 1055—WOOL

[General Conservation Order M-73, as Amended June 25, 1943]

§ 1055.1 *Conservation Order M-73—(a) Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

(b) *Definitions.* For the purpose of this order:

(1) "Wool" means the fiber from the fleece of the sheep or lamb, or the hair of the Cashmere goat, camel, alpaca, llama, vicuna, and related fibers, including carpet wool, but does not include mohair, noils, waste, tanners' wool waste, reprocessed or reused wool, or yarn or cloth;

(2) "Waste" means the by-product resulting from carding, combing, spinning and subsequent operations on any system, but does not include the by-product resulting from scouring and carbonizing operations;

(3) "Put into process" means:

(i) On the worsted system, the first operation of drawing after combing;

(ii) On any other system using tops, cut tops or broken tops, the first operation of cutting, breaking, picking or carding, as the case may be;

(iii) On the woolen, felt, or any other system not using tops, the first operation

after scouring, carbonizing, dusting or similar cleaning or preparatory process;

(4) "Basic quarterly poundage" means one-half of the number of pounds of wool, as herein defined, and mohair, either kid or adult, owned by a person and put into process by or for him on any single system of manufacture during the base period. Such base period for this purpose means either from December 29, 1940 through June 28, 1941, or from January 1, 1941 through June 30, 1941, according to the method of keeping production records maintained during such period. Such poundage shall be determined as follows:

(i) On the worsted system or any other system using tops, the weight of tops put into process at 15 per cent moisture regain, and 3¼ per cent of oil and natural fats;

(ii) On the woolen system, scoured wool and mohair, either kid or adult, at 12 per cent moisture content;

(iii) On the felt or any other system, the weight of wool and mohair, either kid or adult in the state immediately preceding putting into process.

(c) *Curtailment of use of wool for non-defense orders.* No person shall put into process any wool except to fill defense orders, or as specifically permitted by this order.

(d) *Further restrictions.* No producer of yarns or cloth made of wool, part wool, mohair, noils, waste, tanners' wool waste, or reprocessed or reused wool, shall produce, sell or deliver such yarns or cloth contrary to any specific direction which may be issued from time to time by the War Production Board, and no person shall accept such yarns or cloth knowing the same to have been produced, sold or delivered contrary to such direction.

(e) *Quota for worsted system.* Any person having a basic quarterly poundage on the worsted system shall be entitled to put into process, during the period May 3, 1943 through July 31, 1943, an amount of wool owned by him not in excess of 70% of such basic quarterly poundage, or 5,000 pounds, whichever is higher, for the manufacture of yarns and cloth, not restricted by paragraph (j), of any wool content.

(f) *Quota for woolen and other systems.* Any person having a basic quarterly poundage on the woolen, cotton, felt, or any other than the worsted system, shall be entitled to put into process, during the period May 3, 1943 through July 31, 1943, an amount of wool owned by him not in excess of 50% of such basic quarterly poundage or 5,000 pounds, whichever is higher, for the manufacture of yarns and cloth, not restricted by paragraph (j), of any wool content.

(g) *Quota for manufacturers of floor covering.* Any person having a basic quarterly poundage calculated from wool put into process for the manufacture of floor covering shall be entitled to put into process, during the period May 3, 1943 through July 31, 1943, an amount of wool owned by him not in excess of 25% of such basic quarterly poundage, for the manufacture of yarns or cloth, not restricted by paragraph (j), of any wool content.

(h) *Carry-over of unused portions of quotas.* Any amounts of wool which a person was entitled to put into process for non-defense orders, in all or any part of the period August 3, 1942 through May 2, 1943, pursuant to General Conservation Order M-73 (excluding additional allotments for use in knitted wear and special grants pursuant to appeals), and which have not been put into process by May 2, 1943, may be carried over to the period May 3, 1943 through July 31, 1943, and operate to increase to that extent, the quota of the corresponding system for use without restriction in the latter period.

(i) *Continuation of order.* In the absence of an amendment to this order providing differently, the same applicable quotas, provided in paragraphs (e), (f) and (g), shall be effective with respect to each of the periods:

(1) August 1, 1943 through October 30, 1943; and

(2) October 31, 1943 through January 29, 1944.

Carry-over privileges shall also apply, but shall be limited in the case of each such period to the portion of the specific applicable quota or quotas, provided in paragraphs (e), (f) and (g), not put into process:

(3) In the period May 3, 1943 through July 31, 1943, for carry over to the period August 1, 1943 to October 30, 1943; and

(4) In the period August 1, 1943 through October 30, 1943, for carry-over to the period October 31, 1943 through January 29, 1944.

(j) *Restrictions on use of certain types of wool for certain products.* No person shall put into process:

(1) Any wool other than carpet wool for the manufacture of any drapery, upholstery fabrics, or floor covering;

(2) Any alpaca, llama, huarizo, or tops therefrom, except pieces and locks, or use the same, except for the manufacture of yarns or cloth to be delivered to or for the account of, or to be physically incorporated into material or equipment to be delivered to or for the account of the Army or Navy of the United States, the United States Maritime Commission, or the War Shipping Administration.

(k) *Defense orders filled out of inventory.* The filling of a defense order out of stocks on hand, which stocks were not manufactured on defense order, shall operate to increase the amount of wool which a person may put into process on non-defense order in the period in which such defense order is filled, to the extent of the amount of wool contained in the yarns and cloth used to fill such defense order.

(l) *Prohibition against sales or deliveries.* No person shall sell, deliver, or accept any material if he knows, or has reason to believe, such material is to be used in violation of this order.

(m) *Fair distribution of yarns and cloth.* It is hereby declared to be the policy of the War Production Board that yarns and cloth made of wool, part wool, mohair, noils, waste, tanners' wool waste,

or reprocessed or reused wool, shall be distributed equitably and that no person shall discriminate, in the acceptance of, or filling of orders, or the making of sales or deliveries, as between customers who meet his established prices, terms and conditions of sale. Upon complaint of any person or without such complaint, the War Production Board may investigate any case of supposed failure of any person to make distribution equitably, and may issue such instructions as are necessary to obtain equitable distribution.

(n) *General exceptions.* The restrictions of this order shall not apply to any person, except with respect to paragraph (d), to the extent that such person puts wool into process for the making of wool products entirely by hand, including the spinning and weaving of the cloth.

(o) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal. Upon appeal, a quota or adjusted quota may be given to persons owning machinery for putting wool into process, to enable them to use such machinery and any subsequently acquired machinery to produce such yarns or cloth as may be directed in writing by the War Production Board.

(p) *Violations.* Any person who willfully violates any provision of this order, or who in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(q) *Reports and records.* (1) Every person who puts wool into process shall file with the War Production Board a report on Form WPB-2857 (formerly Form PD-274), setting forth the information required therein. Every person having stocks of wool shall file reports on WPB-295 and/or WPB-370 setting forth the information required therein. Every person making wool and part wool, woven and knitted cloth and yarns, shall file with the War Production Board a report on Form WPB-1420, setting forth the information required therein. Every person who owns machinery for the putting into process of, or for the making of wool or part wool woven and knitted cloth and yarns, shall file with the War Production Board a report on Form WPB-2640, setting forth the information required therein.

(2) Every person who puts wool into process shall keep and preserve such records as will clearly and adequately show their methods and amounts of consumption hereunder.

(r) *Communications to the War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless

otherwise directed, be addressed to: War Production Board, Textile, Clothing and Leather Division, Washington, D. C., Reference: M-73.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10228; Filed, June 25, 1943;
11:53 a. m.]

PART 1158—INDUSTRIAL MACHINERY

[Interpretation 3 of Limitation Order L-83]

The following official interpretation is hereby issued with respect to Limitation Order L-83 (§ 1158.1)

Item 1 of List A to General Limitation Order L-83 covers packaging and labeling machinery. The question has arisen as to whether equipment for sealing glass containers with metal closures, used principally by packers, is within the definition of packaging and labeling machinery. Such machinery is for the purpose of packaging and labeling food and other products and is included in Item 1 of List A.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10217; Filed, June 25, 1943;
11:52 a. m.]

PART 3060—GLYCOLS

[Allocation Order M-215, as Amended June 25, 1943]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of glycols for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3060.1 *Allocation Order M-215—(a) Definitions.* For the purpose of this order:

(1) "Glycols" means ethylene glycol, propylene glycol, diethylene glycol, triethylene glycol and physical mixtures of such glycols.

(2) "Supplier" means any producer or distributor of glycols.

(3) "Producer" means any person who produces glycols.

(4) "Distributor" means any purchaser of glycols from a producer for purpose of resale without further processing or admixing.

(5) "Anti-freeze or motor coolant preparation" means any such preparation which is complete and ready for use without the addition of any further ingredients other than water, and which does not consist of glycols alone.

(b) *Restrictions on use and delivery of glycols.* (1) On and after October 1, 1942, no supplier shall use or deliver glycols, and no person shall accept delivery of glycols from a supplier, except as specifically authorized by the War Production Board upon application pursuant to paragraph (e) hereof, or as provided in paragraphs (c) or (d) hereof.

(2) Each person specifically authorized to accept delivery of glycols shall use such glycols only for the purpose authorized, except as otherwise specifically directed by the War Production Board.

(3) The War Production Board in its discretion may at any time issue special directions to any person with respect to the use or delivery of glycols by such person, or special directions to any producer with respect to the kinds of glycols which he may or must manufacture. Such directions may supersede the provisions of paragraphs (c) or (d) hereof.

(c) *Small order exemption for industrial and experimental uses.* (1) Any person may accept delivery of, and any supplier may use the following quantities of each of any two kinds of the following glycols during any one calendar month without specific authorization under this order, provided that such glycols are not of the same kinds which have been specifically allocated to such person or supplier during such month, and provided that such glycols are not received or used by such person or supplier for automotive anti-freeze or motor coolant use or for the manufacture of any automotive anti-freeze or motor coolant preparation:

Ethylene glycol.....	5,000 pounds or less
Propylene glycol.....	950 pounds or less
Diethylene glycol.....	1,000 pounds or less
Triethylene glycol.....	250 pounds or less
Mixed glycols.....	250 pounds or less

(2) Any supplier may deliver to any person in any calendar month without specific authorization and without regard to preference ratings any two kinds of glycols in the quantities specified in paragraph (c) (1); provided that no producer shall deliver an aggregate amount of any one kind of glycol in any one calendar month pursuant to this paragraph (c) (2) in excess of the percentage indicated below of the amount of such glycol which he is specifically authorized to deliver during such month:

	Percent
Ethylene glycol.....	2
Propylene glycol.....	6
Diethylene glycol.....	6
Triethylene glycol.....	1
Mixed glycols.....	1

(d) *Anti-freeze deliveries.* The restrictions of this order shall govern the use of glycols by any supplier in the manufacture of anti-freeze or motor coolant preparations, provided that:

(1) Any supplier may deliver completed anti-freeze or motor coolant preparations containing glycols without specific authorization under this order; and

(2) Nothing contained in this order shall be construed to permit the manufacture of anti-freeze in violation of § 1100.1 General Limitation Order L-51.

(e) *Applications and reports.* (1) Each person seeking authorization to accept delivery of glycols and each supplier seeking to use (or accept delivery of) glycols, shall file application on Form

PD-600 in time to ensure that copies will have reached the War Production Board on or before the 16th day of the month preceding the month for which authorization for use or delivery is requested. Form PD-600 shall be filed in the manner prescribed therein, subject to the following instructions for the purpose of this order:

(i) Copies of Form PD-600 may be obtained at local field offices of the War Production Board.

(ii) For each kind of glycol requested, a set of five copies shall be prepared, of which one shall be retained by the applicant and four certified copies shall be forwarded to the War Production Board, Chemicals Division, Washington, D. C., Reference: M-215.

(iii) In the heading, under name of chemical specify the particular glycol requested (for example, "ethylene glycol"). Physical mixtures of glycols shall be referred to as "mixed glycols" and an approximate analysis given. Under WPB order specify "M-215". Under name of company state name and mailing address. Under unit of measure specify pounds.

(iv) Columns 1 and 3 shall be left blank.

(v) In Column 2, specify requested quantity for each of the separate uses listed in Column 4.

(vi) In Column 4, specify product use according to the following classifications:

Anti-freeze (specify military or civilian).
Air or gas dehydration.
Brake, hydraulic and de-icer fluids.
Cellophane plasticizer.
Coolant (specify military or industrial).
Cosmetics.
Cutting oils.
Dentifrices and mouth washes.
Drugs.
Dynamite.
Foods and flavors.
General plasticizer—Specify: cork crowns, cork gaskets, adhesives, coatings, glue or other.
General textile manufacture—Specify: coupling agent, soluble oil, dye solvent, softener, rayon yarn processing, or other.
Molding sand binder.
Radio condenser fluid.
Synthetic resin or chemical manufacture (identify product).
Tobacco humectant.
Wood stain.
Export (as glycol).
Inventory (as glycol).
Miscellaneous (describe briefly).
Resale (as glycol).

(vii) Columns 11, 19, 20, 21, 22 and 23 shall be left blank.

(2) Receipt by a supplier from the War Production Board of a copy of Form PD-600, signed by the War Production Board, shall constitute authorization to such supplier to make the deliveries of glycols called for by the form.

(3) Each supplier seeking authorization to make delivery of glycols shall file application on Form PD-601 in time to ensure that copies will have reached the War Production Board on or before the 23rd day of the month preceding the

month for which authorization is requested. Form PD-601 shall be filed in the manner prescribed therein, subject to the following instructions for the purpose of this order:

(i) Copies of Form PD-601 may be obtained at local field offices of the War Production Board.

(ii) Suppliers shall prepare one set of forms for all types of glycols. Producers shall file for producing points only and shall include wholly owned warehouse stocks as part of their total stocks. Distributors shall file separately for each distributing point.

(iii) Two copies of each set of forms shall be prepared and one certified copy shall be forwarded to the War Production Board, Chemicals Division, Washington, D. C., Ref.: M-215.

(iv) In the heading, under name of chemical, specify glycols; under War Production Board order number, specify M-215; leave space for delivery month blank; specify pounds as unit of measure; and otherwise fill in as indicated.

(v) Leave Table I blank.

(vi) Fill in Table II as indicated for each kind of glycol produced or held in stock by the supplier. In the heading of the table, specify "Report for current month of -----". Leave columns 15 and 16 blank.

(4) The War Production Board may require each person affected by this order to file such other reports as may be prescribed, subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942, and may issue special directions to any such person with respect to preparing and filing Forms PD-600 and PD-601.

(f) *Allocations for inventory.* Glycols allocated for inventory shall not be used or disposed of for any purpose, except as specifically directed by the War Production Board, or except to fill orders for authorized uses pending arrival of the glycols allocated to fill such orders. Upon the arrival of such glycols, the allocated inventory shall be restored.

(g) *Notification of customers.* Each supplier is requested to notify his regular customers as soon as possible of this order as amended, but failure to receive such notice shall not excuse any person from complying with the terms hereof.

(h) *Miscellaneous provisions.* (1) *Applicability of priorities regulations.* This order and all transactions affected hereby are subject to all applicable provisions of War Production Board priorities regulations, as amended from time to time.

(2) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any depart-

ment or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(3) *Communications to War Production Board.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Chemical Division, Washington, D. C. Ref.: M-215.

NOTE: Paragraph (h) redesignated June 25, 1943.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10218; Filed, June 25, 1943;
11:53 a. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 1, Direction 4, as Amended
June 25, 1943]

BRASS MILL DIRECTION

Direction 4, issued on April 6, 1943, pursuant to paragraph (t) of CMP Regulation No. 1 (8 F.R. 482, 1730, 2565, 2857) to all brass mills, is hereby amended to read as follows:

(1) Except as otherwise expressly authorized by the War Production Board, authorized controlled material orders bearing program symbols other than N-4, O-1, or O-4 shall be accepted up to 100% of the amount established in each category in production directives previously issued. In the absence of any such production directive, such orders shall be accepted up to 100% of capacity. Production of such orders shall be in accordance with CMP Regulations and all such orders accepted must be reported to the WPB Copper Division on the appropriate forms in accordance with applicable instructions.

(2) Orders bearing program symbols N-4, O-1, and O-4 shall be accepted and produced only in accordance with detailed instructions which will be issued to each brass mill.

(3) Where an allotment number is applied against an order previously placed, such order shall be deemed an authorized controlled material order as of the date the allotment number is received by the producer, and delivery of the order may be rejected if such allotment number is not received within the time in advance of delivery specified in CMP Regulation No. 1, Schedule III.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10219; Filed, June 25, 1943;
11:54 a. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[Interpretation 10 to CMP Regulation 1]

SUBSTITUTION OF ALLOTMENT NUMBERS

The following official interpretation is hereby issued with respect to CMP Regulation No. 1 (§ 3175.1):

(a) The substitution of one allotment number for another allotment number on an authorized controlled material order does not in and of itself change the position of the order in the mill schedule. The order will be treated just as though it bore the substituted allotment number when the order was originally placed. It must be borne in mind, however, that a change in the form or shape of the product ordered or advancing the delivery date or an increase in the quantity ordered constitutes the placing of a new order. Any change which would constitute the placing of a new order where no substitution of allotment numbers is involved will, of course, constitute the placing of a new order where a substitution of allotment numbers is involved.

(b) A person substituting one allotment number for another allotment number must have an allotment, identified by the substituted number, to support the order.

(c) This interpretation has no bearing on the question of whether the conversion of a delivery order to an authorized controlled material order is retroactive in effect, which is covered by Interpretation No. 5 to CMP Regulation No. 1.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10220; Filed, June 25, 1943;
11:52 a. m.]

PART 3208—CRITICAL COMMON COMPONENTS

[Interpretation 1 of General Scheduling Order M-293]

The following official interpretation is hereby issued with respect to the filing of forms by jobbers and distributors with the War Production Board to obtain specific authorization to place purchase orders with manufacturers for Class Y critical common components:

Whenever a jobber or distributor wants to procure a Class Y critical common component from a manufacturer for stock or for resale, the jobber or distributor is the appropriate person to file the form prescribed in column 3 of the schedule accompanying Order M-293 to secure authorization from the War Production Board to place the purchase order, and the information in the form shall relate to him. If at the time he files the form the jobber or distributor knows the customer to whom the component will be resold, he must also state in the form the name of the customer and furnish such information, called for in the form, as may be available to him in regard to the customer.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10221; Filed, June 25, 1943;
11:53 a. m.]

PART 3270—CONTAINERS

GAS CYLINDERS

[Interpretation 1 of General Preference Order M-233¹]

The following official interpretation is hereby issued with respect to General Preference Order M-233 (§ 3270.19¹):

No preference rating for maintenance, repair and operating supplies may be used to

¹ Formerly Part 3082, § 3082.1.

obtain gas cylinders. A provision to this effect is incorporated in List B, Item 9 of Priorities Regulation 3.

A user desiring to purchase gas cylinders is required to obtain a preference rating assigned specifically for this purpose on a form such as PD-1-A or PD-3-A. However, General Preference Order M-233 provides that no gas cylinders or gas cylinder forgings shall be manufactured or delivered except as specifically directed by the War Production Board on Form PD-662. Consequently, even though a preference rating is obtained by the user, the direction of the War Production Board is still necessary before the producer may manufacture or deliver a gas cylinder.

Many users of gas cylinders operating under Preference Rating Order P-98-b have erroneously interpreted that order as giving them the right to apply to the purchase of gas cylinders a rating of AA-1 assigned in that order for maintenance, repair and operating supplies, despite the fact that paragraph (d) of Schedule C thereof specifically excludes containers from the provisions of that order. Likewise, users have misinterpreted CMP Regulation 5 as giving them the right to apply the maintenance, repair and operating supplies ratings assigned by that regulation for the purchase of gas cylinders, despite the fact that Item 1 of List A specifically excludes containers.

Under no circumstances, whether the user carries his gas cylinders as operating supplies or capital equipment, can he apply a preference rating for maintenance, repair and operating supplies in ordering a gas cylinder from the manufacturer, and if he does so, the manufacturer should return the order so that the user may obtain a proper preference rating.

Issued this 25th day of June 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 43-10222; Filed, June 25, 1943;
11:53 a. m.]

Chapter XI—Office of Price Administration

PART 1499—COMMODITIES AND SERVICES

[MPR 165,¹ Supp. Service Reg. 16]

LOGGING SERVICES

A statement of the considerations involved in the issuance of this Supplementary Services Regulation No. 16 has been filed with the Division of the Federal Register.* For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, Supplementary Services Regulation No. 16 is hereby issued.

§ 1499.666 *Logging services*—(a) *Maximum prices on certain logging services.* The maximum prices established by Maximum Price Regulation No. 165—Services, for logging services, are modified in the following respects:

(1) When a proposal for dollars-and-cents maximum prices on contract logging is filed under section 9 of Maximum

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 4734, 5028, 5367, 6428, 6966, 8239, 8431, 8798, 8943, 8948, 9197, 9342, 9343, 9785, 9971, 9972, 10480, 10619, 10718, 11010; 8 F.R. 1060, 3324, 4782, 5681, 5755, 5933, 8506.

Price Regulation No. 348¹—Logs and Bolts, the maximum prices for those services may be suspended by the Lumber Branch, Office of Price Administration, under the following conditions:

(i) In the case of any petition filed under section 9 of Maximum Price Regulation No. 348, filed before July 15, 1943, the petitioners may have the operation of their ceiling prices on the logging services they purchase suspended during the forty-five days immediately following the filings. The privilege can be used only by those who join in the petition.

(ii) Petitioners who, in good faith, are preparing petitions may start the forty-five day period of suspension running before the completion of the petition by filing, instead of the petition, a letter stating that the petition is in preparation and giving an outline of the proposed area and plan. In such cases the total exemption period will not be more than forty-five days from the filing of the letter.

(iii) The letter or petition must establish that the supply of the service is required to meet military or essential civilian needs and cannot be obtained at the March 1942 level of prices; that it is impracticable to adjust the maximum price for the service under the adjustment provisions of Maximum Price Regulation No. 165; and that the need is so urgent, action cannot be delayed pending preparation and consideration of the proposal.

(2) At the conclusion of the suspension period the maximum prices on contract logging services for the particular area involved shall be the dollars-and-cents prices set forth in an appropriate appendix to this regulation or, if no dollars-and-cents prices have been established, the maximum price shall be that established for the supplier under the first applicable paragraph of § 1499.102 or § 1499.103 of Maximum Price Regulation No. 165.

(b) *Definition.* As used in this Supplementary Services Regulation, the term "logging services" means services in connection with the production of logs, bolts, cordwood and other primary forest products (including all operations in connection therewith, such as felling, bucking, cutting, skidding, yarding, peeling, loading, and reloading, et cetera).

This Supplementary Services Regulation No. 16 (§ 1499.666) shall become effective June 23, 1943.

Issued this 23d day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10113; Filed, June 23, 1943;
4:51 p. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 348,¹ Amdt. 4]

LOGS AND BOLTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith,

¹ 8 F.R. 3670, 5163, 5565, 6366.

has been filed with the Division of the Federal Register.*

Section 9 is amended by the addition of a new paragraph (f), to read as follows:

(f) *Inclusion of contract logging and stumpage proposals in petition.* A petition for area pricing may include a proposal for a ceiling price system for contract logging and stumpage. When this is done, temporary suspension of ceiling prices set out in the preceding paragraph (e) may be granted by the Lumber Branch, Office of Price Administration, on the ceiling prices on contract logging established by any regulation, provided conditions of paragraph (e) are met and the following conditions are established by the letter of intent or petition:

(1) The supply of the service is required to meet military or essential civilian needs and cannot be obtained at the March 1942 level of prices.

(2) It is impracticable to adjust the maximum price for the service under the adjustment provisions of Maximum Price Regulation No. 165.²

(3) The need is so urgent that action cannot be delayed pending preparation and consideration of the proposal.

An area pricing petition may be submitted for contract logging or stumpage apart from log purchases, in any case in which the petitioners show that they do not buy logs. The petition must be filed not later than July 15, 1943 to obtain the benefit of the suspension. Since pulpwood is not subject to this regulation, proposals on contract logging of pulpwood may be filed under this section only where the pulpwood is cut in conjunction with some other forest products.

Notwithstanding the above provisions, contract logging service remains subject to Maximum Price Regulation No. 165 and the proposal will be processed under that Regulation or Supplementary Service Regulation No. 16.

This amendment shall become effective June 23, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 23d day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10112; Filed, June 23, 1943;
4:51 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 289, Amdt. 16]

DAIRY PRODUCTS

Correction

The first sentence of § 1351.1523 (b) (2) of the document appearing on page 8276 of the issue for Thursday, June 17, 1943, should read as follows:

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 4734, 5028, 5567, 6428, 6966, 8239, 8431, 8798, 8943, 8948, 9197, 9342, 9343, 9785, 9971, 9972, 10480, 10619, 10718, 11010; 8 F.R. 1060, 3324, 4782, 5681, 5755, 5933, 8506.

(2) The above maximum prices shall be f. o. b. the seller's plant, warehouse, or other place from which the casein is shipped to the buyer.

PART 1377—WOODEN CONTAINERS

[Rev. MPR 186, Amdt. 5]

WESTERN WOODEN AGRICULTURAL CONTAINERS

Correction

In Table 3 of the document appearing on page 7505 of the issue for Saturday, June 5, 1943, the tenth figure under Group 3 should read \$3.88 instead of \$3.85.

PART 1499—COMMODITIES AND SERVICES

[MPR 188,¹ Amdt. 14]

CONSUMERS' GOODS: PROSTHETIC DEVICES

A statement of considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

The following products are added to § 1499.167, Appendix B, as set forth below:

§ 1499.167 Appendix B. * * *

Prosthetic devices, appliances, and supplies.

This amendment shall become effective June 30, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10168; Filed, June 24, 1943;
5:00 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 119,² Incl. Amdt. 4]

ORIGINAL EQUIPMENT TIRES AND TUBES

Sections 1315.1451, 1315.1454 are amended and § 1315.1459 (a) (3) added by Amendment 4, effective June 30, 1943, so that Maximum Price Regulation No. 119 shall read as follows:

In the judgment of the Price Administrator the prices of original equipment tires and tubes are threatening to rise to an extent and in a manner inconsistent with the purposes of the Emergency Price Control Act of 1942. The Price Administrator has ascertained and given due consideration to the prices of original equipment tires and tubes prevailing between October 1, 1941 and October 15, 1941, and has made adjustment for such relevant factors as he has determined and deemed to be of general applica-

¹ 7 F.R. 5872, 7957, 8943, 8948, 10155; 8 F.R. 537, 1815, 1980, 3105, 3788, 3850, 4140, 4931, 5759, 7107.

² 7 F.R. 3509, 8936, 8948; 8 F.R. 3941, 7280.

bility. So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this regulation.

In the judgment of the Price Administrator the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of said Act. A statement of the considerations² involved in the issuance of this regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.

Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with Procedural Regulation No. 1,³ issued by the Office of Price Administration, Maximum Price Regulation No. 119 is hereby issued.

Sec.

- 1315.1451 Maximum prices for original equipment tires and tubes except original equipment tires and tubes for farm implements.
- 1315.1452 Maximum prices for original equipment tires and tubes for farm implements.
- 1315.1453 Less than maximum prices.
- 1315.1454 Adjustable pricing.
- 1315.1455 Evasion.
- 1315.1456 Records and reports.
- 1315.1457 Enforcement.
- 1315.1458 Petitions for exceptions or amendment.
- 1315.1459 Definitions.
- 1315.1460 Effective date.

AUTHORITY: §§ 1315.1451 to 1315.1460, inclusive, issued under Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871.

§ 1315.1451 *Maximum prices for original equipment tires and tubes except original equipment tires and tubes for farm implements.* (a) On and after April 27, 1942, regardless of any contract, agreement, lease, or other obligation, no person shall sell or deliver original equipment tires or tubes and no person shall buy or receive original equipment tires or tubes in the course of trade or business, at prices higher than the maximum prices and no person shall agree, offer, solicit or attempt to do any of the foregoing. The maximum price shall be the price determined according to the first applicable paragraph of the following paragraphs (b) to (g), increased by the amount provided in paragraph (h) whenever applicable. The provisions of this section shall not be applicable to sales or deliveries of original equipment tires or tubes to a purchaser if prior to April 27, 1942, such original equipment tires or tubes had been received by a carrier, other than a carrier owned or controlled by the seller, for shipment to such purchaser. The provisions of this section shall not be applicable to sales or deliveries of original equipment tires and tubes for farm implements, the maximum prices of which are established by § 1315.1452.

²Statements of considerations are also issued simultaneously with the issuance of amendments. Copies may be obtained from the Office of Price Administration.

³Revised: 7 F.R. 8961; 8 F.R. 3313, 3533.

(b) The price shall be 5% greater than the highest price at which original equipment tires or tubes of the same type, brand name and size were, during the calendar year 1941, sold, contracted to be sold, delivered or transferred by the seller to the same purchaser.

(c) If the seller did not sell, contract to sell, deliver or transfer any original equipment tires or tubes of the same type, brand name and size to the purchaser during the calendar year 1941, the price shall be 5% greater than the highest price at which original equipment tires or tubes of the same type, brand name and size were, during the calendar year 1941, sold, contracted to be sold, delivered, or transferred by the seller to a purchaser of the same class.

(d) If the seller did not sell, contract to sell, deliver or transfer original equipment tires or tubes of the same type, brand name, and size to a purchaser of the same class during the calendar year 1941, the price shall be determined by calculating the price for the most comparable purchaser in accordance with the provisions of paragraph (b) or (c) of this section and adjusting the price so calculated in accordance with the price differentials prevailing in the industry between such purchasers on December 31, 1941.

(e) If the seller did not sell, contract to sell, deliver or transfer any original equipment tires or tubes of the same type, brand name and size during the calendar year 1941, but tires or tubes of that type, brand name and size were sold, offered for sale, delivered or transferred in the industry during 1941, as original equipment or otherwise, the price shall be determined by calculating the price of the most comparable original equipment tire or tube in accordance with the provisions of paragraph (b), (c) or (d) of this section and adjusting the price so calculated in accordance with the price differentials prevailing in the industry on December 31, 1941, for differences in type, brand name and size between the tire or tube being priced and the comparable original equipment tire or tube being used as a basis.

(f) If no tires or tubes of the same type, brand name and size were sold, offered for sale, delivered or transferred in the industry during the calendar year 1941, as original equipment or otherwise, the price shall be a price, in line with the level of prices established by this regulation for sales or deliveries by the seller to the same purchaser or to purchasers of the same class, specifically authorized by the Office of Price Administration or determined by the seller after specific authorization from the

Office of Price Administration. The price established under this paragraph for the new type, brand name or size of original equipment tire or tube shall reflect normal differentials from other types, brand names or sizes of tires or tubes of the same seller. A seller who seeks an authorization under this paragraph shall file with the Office of Price Administration in Washington, D. C., an application setting forth:

(1) A description in detail of the tire or tube for which a maximum price is sought. This description shall include the type, brand name, size, number of plies and construction.

(2) His proposed pricing method.

(3) A description in detail of the tire or tube which is used as a basis for determining the maximum price of the tire or tube being priced. This description shall include the type, brand name, size, number of plies and construction.

(4) An explanation of the differences in type, size, construction and cost between the tire or tube being priced and the tire or tube which is used as a basis for determining the maximum price of the tire or tube being priced.

(5) The maximum prices, if any, established at the original equipment, wholesale and retail levels for both the tire or tube being priced and the tire or tube used as a basis for determining the maximum price of the tire or tube being priced.

(6) Any other reasons, if any, which the seller feels support the price relationships established.

The authorization will be in writing and will either establish a specific maximum price or give a method for determining the maximum price.

(g) If the seller did not sell, contract to sell, deliver, or transfer any original equipment tires or tubes during the calendar year 1941, the price shall be a price, in line with the level of maximum prices established by this regulation, designated in writing by the Office of Price Administration. Such seller shall not sell, offer to sell, deliver, or transfer any original equipment tires or tubes until he has applied for and the Office of Price Administration has made such designation of prices.

(h) On any passenger-car original equipment tires or tubes on which a Defense Supplies Corporation pool charge has been paid, the seller may add the amount of such charge to the prices established by paragraphs (b) to (g), inclusive.

[Paragraph (g) added by Amendment 2, 8 F.R. 3941, effective 4-1-43; redesignated (h) by Amendment 4]

(i) Notwithstanding any other provisions of this regulation, this regula-

tion or the General Maximum Price Regulation shall not apply between April 1, 1943, and August 1, 1943, to original equipment tires and tubes made in whole or in part of Buna S synthetic rubber which are sold for the equipment of vehicles which the War Department, Navy Department, Marine Corps, Coast Guard or Maritime Commission has contracted to purchase.

[Paragraph (h) added by Amendment 2, 8 F.R. 3941, effective 4-1-43; amended by Amendment 3, 8 F.R. 7280, effective 5-29-43; redesignated (i) by Amendment 4]

[NOTE: Supplementary Order No. 31 (7 F.R. 9894; 8 F.R. 1312, 3702) provides that: "Notwithstanding the provisions of any price regulation, the tax on transportation of all property (excepting coal) imposed by section 620 of the Revenue Act of 1942 shall, for purposes of determining the applicable maximum price of any commodity or service, be treated as though it were an increase of 3% in the amount charged by every person engaged in the business of transporting property for hire. It shall not be treated under any provision of any price regulation or any interpretation thereof, as a tax for which a charge may be made in addition to the maximum price."]

§ 1315.1452 *Maximum prices for original equipment tires and tubes for farm implements.* (a) On and after April 27, 1942, regardless of any contract, agreement, lease or other obligation, no person shall sell or deliver original equipment tires or tubes for farm implements, and no person shall buy or receive original equipment tires or tubes for farm implements in the course of trade or business at prices higher than the maximum prices, and no person shall agree, offer, solicit, or attempt to do any of the foregoing. The provisions of this section shall not be applicable to sales or deliveries of original equipment tires or tubes for farm implements to a purchaser if prior to April 27, 1942, such original equipment tires or tubes for farm implements have been received by a carrier other than a carrier owned or controlled by the seller for shipment to such purchaser.

(b) The maximum price shall be determined in the same manner as that provided in § 1315.1451, except that the phrase "5% greater than" shall in every case be stricken from the formula for determining the maximum price.

§ 1315.1453 *Less than maximum prices.* Lower prices than those set forth in §§ 1315.1451 and 1315.1452 may be charged, demanded, paid or offered.

§ 1315.1454 *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the author-

ization is necessary to promote distribution or production and if it will not interfere with the purpose of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order.

[§ 1315.1454 as amended by Amendment 2, 8 F.R. 3941, effective 4-1-43, and Amendment 4]

§ 1315.1455 *Evasion.* The price limitations set forth in this Maximum Price Regulation No. 119 shall not be evaded whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase of or relating to original equipment tires and tubes, alone or in conjunction with any other commodity or by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying-agreement or other trade understanding or otherwise.

§ 1315.1456 *Records and reports.* (a) Every person making a sale or purchase subject to Maximum Price Regulation No. 119 of original equipment tires and tubes on and after April 27, 1942, shall keep for inspection by the Office of Price Administration for a period of not less than two years complete and accurate records of each such sale or purchase showing the date thereof, the name and the address of the buyer and seller, the price paid or received, and the quantity of each type, size, brand name, and quality of original equipment tires and tubes, sold or purchased.

(b) Such persons shall submit such other reports to the Office of Price Administration as it may from time to time require.

§ 1315.1457 *Enforcement.* (a) Persons violating any provisions of this Maximum Price Regulation No. 119 are subject to the criminal penalties, civil enforcement actions, and suits for treble damages, provided by the Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Maximum Price Regulation No. 119 or any price schedule, regulation or order issued by the Office of Price Administration, or of any acts or practices which constitute such a violation, are urged to communicate with the nearest field or regional office of the Office of Price Administration or its principal office in Washington, D. C.

§ 1315.1458 *Petitions for exceptions or amendment.* (a) The Administrator may grant an exception from the maximum prices established by this Maximum Price Regulation No. 119 to any seller of original equipment tires or tubes who shows that the maximum prices established thereby are inadequate in view of his high operating costs as compared with the average operating costs of the industry. In order to obtain such an exception, the seller must file a petition for an exception in accordance with the

provisions of Revised Procedural Regulation No. 1, issued by the Office of Price Administration. In such cases the petitioner should submit, and the Administrator will consider, all relevant data, including the relation of the current, requested and projected realization on original equipment tires and tubes to the total overall return of the petitioner, and the necessity for granting such exception. No petition for exception filed after November 15, 1942, will be granted under this paragraph (a).

[Paragraph (a) as amended by Amendment 1, 7 F.R. 8936, effective 11-4-42]

(b) Any person seeking an amendment of any provision of this Maximum Price Regulation No. 119 may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

[Paragraph (b) as amended by Supplementary Order 26, 8 F.R. 8948, effective 11-4-42]

[NOTE: Procedural Regulation No. 6 (7 F.R. 5087, 5665; 8 F.R. 6173, 6174) provides for the filing of applications for adjustment of maximum prices for commodities or services under Government contracts or subcontracts. Revised Supplementary Order No. 9 (8 F.R. 6175) makes the provisions of Procedural Regulation No. 6 applicable to all price regulations, excepting those which expressly prohibit such applications, and certain specific regulations listed in Revised Supplementary Order No. 9]

[NOTE: Supplementary Order No. 28 (7 F.R. 9619) provides for the filing of applications for adjustment or petitions for amendment based on a pending wage or salary increase requiring the approval of the National War Labor Board.]

§ 1315.1459 *Definitions.* (a) When used in this Maximum Price Regulation No. 119 the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(2) "Original equipment tires and tubes" means new rubber tires and tubes sold for the original equipment of passenger-cars, trucks, busses, off-the-road equipment, motorcycles, industrial and commercial tractors, trailers, industrial equipment, and farm implements.

(3) "Rubber" means all forms and types of rubber, including synthetic and reclaimed rubber and any other rubber-like substance used as a rubber substitute.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of The Emergency Price Control Act of 1942, shall apply to other terms used herein.

§ 1315.1460 *Effective date.* This Maximum Price Regulation No. 119 (§§ 1315.1451 to 1315.1460, inclusive) shall become effective April 27, 1942.

[Issued April 23, 1942]

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10173; Filed, June 25, 1943;
9:35 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 300,¹ Amdt. 8]

MAXIMUM MANUFACTURERS' PRICES FOR RUBBER DRUG SUNDRIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Section 1315.1755a (d) is added to read as follows:

(d) This paragraph (d) is applicable to any rubber drug sundry listed in paragraph (h) of Appendix A which is the same as a rubber drug sundry offered for sale by the distributor on January 1, 1941. Notwithstanding any other provisions of this section, if the price the distributor had in effect on January 1, 1941, for such rubber drug sundry was higher than the price determined in accordance with the preceding provisions of this section, the maximum price for that rubber drug sundry shall be the price the distributor had in effect to a purchaser of the same class on January 1, 1941.

This amendment shall become effective June 30, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10174; Filed, June 25, 1943;
9:35 a. m.]

PART 1340—FUEL

[Rev. MPR 122,² Amdt. 8]

SOLID FUELS SOLD AND DELIVERED BY DEALERS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. The first paragraph of § 1340.260 is amended to read as follows:

*Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 867, 1369, 1368, 1585, 2667, 3071, 3840, 3942, 5986, 7016.

² 8 F.R. 440, 1200, 3524, 4510, 5632, 6543, 7198.

§ 1340.260 *Provision for specific ceiling prices.* The Office of Price Administration, or any regional office thereof after clearance with the Solid Fuels Branch in Washington, D. C., may by order establish specific maximum prices in line with those established by this regulation for deliveries of solid fuels made, or for services rendered in connection therewith, or both, by a dealer or group of dealers in an area or locality. In connection with such prices, appropriate reporting, record keeping or other requirements may be made of the dealer or dealers involved.

2. In § 1340.252 (c), the period is changed to a comma and after the comma is inserted the following clause:

(c) * * *, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States government.

This amendment shall become effective June 30, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 24th day of June, 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10175; Filed, June 25, 1943;
9:37 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 188,¹ Amdt. 15]

CONSUMERS' GOODS; PROSTHETIC DEVICES

A statement of considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

The effective date provision of Amendment 14 to Maximum Price Regulation No. 188 is amended to read as follows:

This Amendment 14 shall become effective June 24, 1943.

This amendment shall become effective June 24, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10184; Filed, June 25, 1943;
9:41 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 1 to GMPR, Amdt. 14]

DOMESTIC HOG BRISTLES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

¹ 7 F.R. 5872, 7967, 8943, 8948, 10155; 8 F.R. 537, 1815, 1980, 3105, 3788, 3850, 4140, 4931, 5759, 7107.

Paragraph (m) is hereby added to section 2.12 to read as follows:

(m) Domestic hog bristle, whether raw or dressed; *Provided*, That this exemption shall not apply to sales of dressed hog bristle to a manufacturer of brushes.

This amendment shall become effective June 30, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10177; Filed, June 25, 1943;
9:35 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 1¹ to GMPR² Amdt. 15]

ARTICHOKE HEARTS IN WINE VINEGAR

A statement of the considerations involved in the issuance of this Amendment No. 1 to Revised Supplementary Regulation No. 1 has been issued and filed with the Division of the Federal Register.*

Revised Supplementary Regulation No. 1 is amended in the following respect:

1. Section 2.3 is amended by adding the following new paragraph.

(t) Artichoke hearts in wine vinegar.

This amendment shall become effective June 30, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10176; Filed, June 25, 1943;
9:35 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Order 558 Under § 1499.3 (b) of GMPR]

SPARKS WITHINGTON CO.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, It is ordered:

§ 1499.1996 *Approval of maximum prices for sales of six radio models and one chassis manufactured by Sparks Withington Company.* (a) This Order No. 558 sets maximum prices for sales of six radio models and one chassis manufactured by Sparks Withington Company, Jackson, Michigan.

(1) For sales of the models by the manufacturer, the maximum prices are those set forth below, exclusive of federal excise tax:

¹ 8 F.R. 4978, 6055, 6363, 6547, 6615, 6852, 6964, 7261, 7270, 7349, 7592, 7600, 7668.

² 8 F.R. 3096, 3849, 4347, 4486, 4724, 4978, 4848, 6047, 6962.

Model:	Price
532 X.....	\$16.45
652 SX.....	21.35
652 SXD.....	23.90
672 6SX.....	31.25
642 SX.....	32.50
652 SXP.....	40.50
842 X Chassis.....	39.50

All prices are f. o. b. Jackson, Michigan.

(2) For sales at retail, the maximum prices are those set forth below, inclusive of federal excise tax:

Model:	Price
532 X.....	\$29.00
652 SX.....	37.75
652 SXD.....	42.25
672 6SX.....	55.25
642 SX.....	57.50
652 SXP.....	71.75

(b) To every radio to be shipped to a purchaser for resale, the manufacturer shall attach a tag or label which plainly states the retail ceiling price.

(c) The manufacturer shall notify every person who buys from it of the maximum prices set by this Order No. 558 for resales by the purchaser. This notice shall be given at or prior to the first invoice to each purchaser and may be given in any convenient form.

(d) This Order No. 558 may be revoked or amended by the Price Administrator at any time.

This Order No. 558 shall become effective on the 25th day of June 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10185; Filed, June 25, 1943; 9:41 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Order 561 under § 1499.3 (b) of GMPR]

40-FATHOM FISH, INC.

For the reasons set forth in an opinion issued simultaneously herewith, It is ordered:

§ 1499.1999 Authorization of a maximum price for sales of "40-Fathom" brand quick-frozen codfish cakes by 40-Fathom Fish, Inc. (a) On and after June 25, 1943, the maximum price for sales by 40-Fathom Fish, Inc., Fish Pier, Boston, Massachusetts, of "40-Fathom" brand quick-frozen codfish cakes, in 12-ounce packages, shall be \$2.80 per dozen packages, delivered to purchasers' stations.

(b) 40-Fathom Fish, Inc., shall apply to the maximum selling price established by this order the same discounts, allowances and price differentials, including price differentials between different classes of purchasers, which it customarily applies to sales of comparable items, unless a change in these customary discounts, allowances and price differentials results in lower selling prices.

(c) This Order No. 561 may be revoked or amended by the Price Administrator at any time.

(d) This Order No. 561 shall become effective June 25, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10186; Filed, June 25, 1943; 9:41 a. m.]

PART 1340—FUEL

[RPS 88, Amdt. 110]

PETROLEUM AND PETROLEUM PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Revised Price Schedule No. 88 is amended in the following respects:

1. The first paragraph of § 1340.159 (c) is amended to read as follows:

(c) *Specific prices.* The following specific prices shall be the maximum prices for the items named at the points enumerated, notwithstanding paragraphs (a) and (b) above, except (b) (9).

2. In § 1340.159 (c) (3) subdivision (xxix) is added to read as set forth below:

(xxix) *Philadelphia, Pennsylvania, Metropolitan Area.* In the Philadelphia, Pennsylvania, Metropolitan Area, hereinafter defined, maximum tank wagon and returnable steel barrel delivered prices for grades No. 2, 3 and 4 distillate fuel oil and grades No. 5 and 6 fuel oil shall be as follows:

(a) *Distillate fuel oil grades No. 2, 3 and 4.*

	Cents per gallon
For tank wagon deliveries in single lots of 100 gallons or more.....	8.7
For tank wagon deliveries in single lots of less than 100 gallons.....	9.2
For returnable steel barrel deliveries.....	11.7

(b) *Grades No. 5 and 6 fuel oil.*

For tank wagon and returnable steel barrel deliveries in single lots of any quantity:	
Grade No. 5, excluding residual fuel oils and blends thereof with distillate fuel oils.....	5.46
Grade No. 6 and residual fuel oils and blends thereof with distillate fuel oils in accordance with the following gravity scale:	
A. P. I. gravity range:	
12.9 and below.....	4.46
13.0-15.9.....	4.75
16.0-19.9.....	5.03
20.0-24.9.....	5.32
25.0 and above.....	5.46

The Philadelphia, Pennsylvania, Metropolitan Area, referred to in this subdivision (xxix) is defined as follows:

*Copies may be obtained from the Office of Price Administration.

8 F.R. 3718, 3841, 3845, 4130, 4131, 4252, 4334, 4783, 4840, 4918, 5386, 6044, 6120, 6543, 6617, 6673, 6849, 7199, 7264, 7350, 7382, 7489, 8184, 8377.

For tank wagon and returnable steel barrel deliveries of distillate fuel oil grades No. 2, 3 and 4:

The Counties of Philadelphia, Montgomery, Chester, Bucks and Delaware in the State of Pennsylvania.

For tank wagon and returnable steel barrel deliveries of fuel oil grades No. 5 and 6:

The sections of the State of Pennsylvania and the State of New Jersey which are within seventeen and one-half (17½) miles measured by direct line from the City Hall Building in the City of Philadelphia, Pennsylvania.

This amendment shall become effective June 24, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10164; Filed, June 24, 1943; 4:59 p. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 361, Amdt. 1]

PULPWOOD PRODUCED IN CERTAIN NEW ENGLAND STATES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Maximum Price Regulation No. 361 is amended in the following respects:

1. In subparagraph (3) of section 9 (a), the table to Zone I is amended by adding a new column to read as follows:

Zone I—State of Maine

[Delivered mill boom by vessel via tidewater]

Species—Spruce and fir:	
Rosced.....	\$17.25
Peeled.....	16.25
Rough.....	14.25

2. In subparagraph (3) of section 9 (a), the titles of Zones II, III and IV are amended to read respectively as follows:

Zone II. State of New Hampshire, and in the State of Vermont, Essex County, Caledonia County and Orange County, the townships of Woodbury, Cabot, Calais, Marshfield and Plainfield in Washington County, and the townships of Norwich, Hartford, Hartland, Windsor, West Windsor, Weathersfield and Springfield in Windsor County.

Zone III. In the State of Vermont, Franklin County, Orleans County, Chittenden County, and Lamoille County, and the townships of Worcester, Waterbury, Middlesex, East Montpelier, Barre, Berlin, Moretown, Duxbury, Fayston, Waitsfield, Northfield, Warren and Roxbury in Washington County.

Zone IV. State of New York, and in the State of Vermont, Addison County, Rutland County, Bennington County, Windham County, and the townships of Rochester, Bethel, Royalton, Sharon, Stockbridge, Barnard, Pomfret, Bridgewater, Woodstock, Plymouth, Reading, Ludlow, Cavendish, Baltimore, Weston, Andover and Chester in Windsor County.

8 F.R. 4511, 5589.

3. In subparagraph (3) of section 9 (a), the table to Zone IV is amended by adding a new column to read as follows:

Zone IV. State of New York, and in the State of Vermont, Addison County, Rutland County, Bennington County, Windham County, and the townships of Rochester, Bethel, Royalton, Sharon, Stockbridge, Barnard, Pomfret, Bridgewater, Woodstock, Plymouth, Reading, Ludlow, Cavendish, Baltimore, Weston, Andover and Chester in Windsor County.

[Lake or stream]

Species—Spruce and fir:

Rossed	\$19.75
Peeled	18.75
Rough	15.75

4. Subparagraph (1) of section 9 (b) is amended to read as follows:

(b) (1) The maximum price paid for pulpwood described in subparagraphs (2) and (3) of paragraph (a) of this section shall in no event be more than \$1.00 per cord more than the contract price established pursuant to said subparagraphs. Amounts in excess of such contract prices can be paid only to a producer and only if the buyer makes a statement to the Paper and Paper Products Branch, Office of Price Administration, Washington, D. C., either prior to or subsequent to such payment that:

(i) The payment of the excess is necessary to secure the wood in question and is the least expensive means of securing it;

(ii) The payment of the excess is or will be necessary to enable the producer to discharge obligations incurred by him pursuant to the contract of sale.

The statement shall set forth fully the reasons why the excess payment is necessary, and shall explain the excess payments in itemized form, with a justification for the payment of each item.

5. Subparagraph (1) of section 9 (f) is amended to read as follows:

(f) *Dealers.* (1) In the event that a dealer in pulpwood, as defined in section 8 (a), subparagraph (14), shall within a year from the effective date of this regulation deliver to a consumer or consumers 1,000 cords of wood, such consumer or consumers may pay such dealer, with respect to wood purchased by such dealer, but not operated by him, a dealer's allowance (in addition to the producer's maximum price hereinbefore provided) not in excess of \$1.00 per cord. Any one consumer who is asked to pay a commission on less than 1,000 cords sold by a dealer may rely in making such payments on letters from other consumers to the dealer indicating that, at the time the commission is paid, the dealer has met the requirements of this paragraph.

This amendment shall become effective June 24, 1943.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10165; Filed, June 24, 1943; 5:00 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH

[Rev. MPR 169, 1 Amdt. 18]

BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Section 1364.453 (b) is amended to read as follows:

(b) *Quantity discounts.* (1) For all beef carcasses and/or beef wholesale cuts, and/or other meat items subject to this subpart B delivered in a straight or mixed carload shipment or sold as part of a straight or mixed carload sale, the seller shall deduct 75¢ per cwt. from the applicable zone price.

(2) For beef carcasses and/or beef wholesale cuts sold to a wholesaler in a straight or mixed less-than-carload sale, the seller shall deduct 50¢ per cwt from the applicable zone price.

This amendment shall become effective as of June 22, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10166; Filed, June 24, 1943; 4:59 p. m.]

PART 1381—SOFTWOOD LUMBER

[MPR 94, 2 Amdt. 4]

WESTERN PINE AND ASSOCIATED SPECIES OF LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Section 1381.524 is amended to read as follows:

§ 1381.524 *Appendix L: Addition for Grades in L-290.* (a) For lumber produced by mills subject to War Production Board Limitation Order L-290, the maximum prices f. o. b. mill provided in this regulation may be increased by \$3.00 per MBM if all the following conditions are met. The lumber must be:

(1) Ponderosa pine, Idaho white pine, sugar pine, or lodge-pole pine lumber produced in California, Idaho, Montana, Oregon, or Washington; or white fir, Western white spruce, or Engelmann spruce lumber produced in California, Idaho, Montana, or in those parts of Oregon and Washington east of the crest of the Cascade Mountains. (A mill which has received special permission to price its lumber under Maximum Price Regulation 94, as provided in sec-

*Copies may be obtained from the Office of Price Administration.

¹ 8 F.R. 4097, 4786, 4844, 5170, 5478, 5634, 6058, 6427, 6945, 7109, 7199, 7200, 7675, 8011, 8677.

² 7 F.R. 10848; 8 F.R. 859, 1138, 4118, 7352, 8009.

tion 2 (b) of Revised Maximum Price Regulation 26,³ will be deemed to meet this condition.);

(2) In the following grades and sizes:

Com- mon	Shop	Box	Dimen- sion
No. 1...	All inch shop...	No. 1...	No. 1.
No. 2...	5/4 and thicker No. 2...	No. 2...	No. 2.
No. 3...	5/4 and thicker No. 3...		
No. 4...			
No. 5...			

(3) Released in compliance with limitation Order L-290.

(b) For mills located in the area described in paragraph (a) (1) above but not subject to Limitation Order L-290, the maximum prices f. o. b. mill provided in this regulation may be increased by \$3.00 per MBM regardless of species, grade, or size.

(c) Holders of O. P. A. authorizations numbered 1 to 606, inclusive, issued under the former paragraph (b) of this section, are hereby released from obligation under their certifications made in compliance with former paragraph (b).

(d) *Termination.* This § 1381.524 shall be effective only for so long as Limitation Order L-290 as issued May 6, 1943, remains effective, and it shall be deemed to be automatically revoked upon revocation of Limitation Order L-290, except that deliveries made pursuant to prior release under L-290 may be completed under this section, if accomplished within 30 days after revocation or termination of Limitation Order L-290. This § 1381.524 is based upon Limitation Order L-290 as it stood on May 6, 1943, and any amendment of that Limitation Order will not affect the scope or operation of this § 1381.524, unless it is adopted herein by amendment.

This amendment shall become effective June 24, 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 24th day of June 1943.

PRENTISS M. BROWN,
Administrator.

[F. R. Doc. 43-10167; Filed, June 24, 1943; 4:59 p. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 204—DANGER ZONE REGULATIONS

FIRING SECTORS BETWEEN NEW RIVER AND CAPE FEAR, N. C.

Pursuant to the provisions of section 7 of the River and Harbor Act approved August 8, 1917 (40 Stat. 266; 33 U. S. C. 1), the following additional sector is established to be governed by the regulations for the use and navigation of the waters of the Atlantic Ocean, between New River and Cape Fear, North Caro-

³ 8 F.R. 7570.

lina, as defined in § 204.55 *Danger zone regulations* (6 F.R. 4799, 5649):

§ 204.55 *Waters of the Atlantic Ocean; Firing sectors between New River and Cape Fear, North Carolina*—(a) *The danger zones.* The firing ranges include the waters within four sectors, located as follows:

SECTOR 4.¹ This sector includes the area lying between sectors numbers 2 and 3 as above described, bounded on the seaward side by a line about 25,000 yards offshore and tangent to the arcs of the adjacent sectors. (Sec. 7, River and Harbor Act August 8, 1917, 40 Stat. 266; 33 U.S.C. 1) [Regs. December 31, 1942 (C. E. 800.2121 (New River—Cape Fear, N. C.)—SPEKH)]

[SEAL]

H. B. LEWIS,
Brigadier General,
Acting The Adjutant General.

[F. R. Doc. 43-10198; Filed, June 25, 1943;
9:52 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Service Order 128-A]

PART 95—CAR SERVICE

REICING OF FRUITS AND VEGETABLES IN REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 24th day of June, A. D. 1943.

Upon further consideration of the provisions of Service Order No. 128 of June 7, 1943, and good cause appearing therefor, *It is ordered*, That:

Section 95.309 *Refrigerator cars* (8 F.R. 7729) is hereby vacated and set aside, effective immediately.

It is further ordered, That a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, The National Archives.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 43-10202; Filed, June 25, 1943;
10:51 a. m.]

¹ Chart showing Sector 4 filed as part of the original document.

Chapter II—Office of Defense Transportation

[General Order ODT 6A]

PART 501—CONSERVATION OF MOTOR EQUIPMENT

SUBPART E—LOCAL CARRIERS OF PROPERTY COLLECTION AND DELIVERY; LOCAL CARTAGE SERVICE

Pursuant to Executive Orders 8989 and 9156, and in order to conserve and providently utilize vital transportation equipment, materials and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, General Order ODT 6, as amended (§§ 501.31 to 501.36; 7 F.R. 3008, 3532, 4184), General Permit ODT 6-5 (7 F.R. 5029), General Permit ODT 6-8 (7 F.R. 7039), and General Permit ODT 6-9 (7 F.R. 7918), shall be superseded, and, *It is hereby ordered*, That:

- Sec.
501.20 General outline.
501.21 Applicability.
501.22 Elimination of waste.
501.23 Operating requirements.
501.24 Special or general permits.
501.25 Submission of plans for joint action.
501.26 Records and reports.
501.27 Filing of tariffs.
501.28 Exemptions.
501.29 Definitions.
501.30 Communications.

AUTHORITY: §§ 501.20 to 501.30, inclusive, issued under E.O. 8989, 9156; 6 F.R. 6725, 7 F.R. 3349.

§ 501.20 *General outline.* This order provides that each carrier of property which operates motor trucks for compensation within an urban area, as described in the order, shall eliminate wasteful operations, conserve motor vehicles, equipment and facilities used in conducting the business of such carriers, and shall lease trucks to the extent necessary to accomplish any of the purposes of the order. It also provides, subject to certain exceptions, that no person shall cause to be made and no such carrier shall make: (a) Any collection or delivery during any calendar day, the order for which shall have been received after 3 p. m. during such day; (b) any collection or delivery without ascertaining, prior to the operation of a truck for such purpose, that it may be completed; (c) any call with a motor truck except for the purpose of collecting or delivering property or servicing, maintaining, or repairing a truck; or (d) more than one collection during any calendar day from any one point, nor more than one delivery during any calendar day to any point from any one point. Provision is made for the issuance of special or general permits to meet specific

needs or exceptional circumstances or to prevent undue hardship.

The order further provides that two or more of such carriers may take joint action to accomplish the purposes of the order by any method or methods recommended or approved by the Office of Defense Transportation. The Director, Division of Motor Transport, Office of Defense Transportation, may direct such carriers to meet for the purpose of formulating such a plan of joint action.

This order supersedes General Order ODT 6, as amended, and General Permit ODT 6-5, General Permit ODT 6-8 and General Permit ODT 6-9.

§ 501.21 *Applicability.* The provisions of this order shall be applicable only within the continental United States.

§ 501.22 *Elimination of waste.* Each local carrier shall:

- Eliminate wasteful operation;
- Conserve and properly maintain tires, motor trucks, and other facilities necessary in conducting the business of such carrier;
- Lease or rent its motor trucks whenever practicable and to the extent necessary to carry out the purposes of this order.

§ 501.23 *Operating requirements.* (a) Except as provided in paragraph (b) of this § 501.23, no person shall cause to be made by local carrier and no local carrier shall make:

(1) Any collection or delivery during any calendar day, the order for which shall have been received during such day after 3 p. m., or such earlier time as the carrier may establish with the approval of the Office of Defense Transportation;

(2) Any collection from, or delivery to, any shipping or receiving point at which no regular hours for shipping or receiving are maintained unless such carrier, prior to the making thereof, has ascertained that he may relinquish or take possession of, as the case may be, the property which is to be transported;

(3) Any operation by a motor truck for a purpose other than is necessary in connection with the collection or delivery of property or the servicing, maintaining, or repairing of a truck;

(4) More than one collection from any one point of origin for transportation to any one or more points of destination, or more than one delivery by transportation from any one point of origin to any one point of destination during any calendar day; *Provided*, That,

(i) Additional collections or deliveries may be made when the property to be transported exceeds the capacity load of the motor truck engaged in such service, in which event each collection or delivery, except the final one, shall be a capacity load;

(ii) One additional collection or delivery may be made on a day next pre-

ceding a national holiday (when such holiday falls on a Saturday) or on the Saturday next preceding a national holiday (when such holiday falls on a Monday), provided such carrier does not make any collection or delivery on such holiday, or when the collection or delivery involves property requiring the use of a motor truck especially adapted for and used exclusively in the transportation of such property, and of a type not used in making the other collection or delivery.

(b) Any such carrier, while making any collection or delivery not prohibited by the terms of this § 501.23, may make any collection or delivery which is made without operating such truck any additional distance.

§ 501.24 *Special or general permits.* The provisions of this order shall be subject to any special or general permit issued by the Office of Defense Transportation to meet specific needs or exceptional circumstances, or to prevent undue hardship.

§ 501.25 *Submission of plans for joint action.* (a) Whenever two or more local carriers contemplate joint action, or whenever directed in writing so to do by the Director, Division of Motor Transport, Office of Defense Transportation, such carriers shall meet, or cause their representatives to meet, for the purpose of formulating a plan of joint action to the end that maximum utilization of equipment and facilities may be effected during the period of war emergency by such method or methods as may be recommended or approved by the Director of the Office of Defense Transportation.

(b) Whenever two or more carriers shall have voluntarily formulated a plan of joint action, they shall submit such plan to the Office of Defense Transportation.

(c) Whenever such Director, Division of Motor Transport, shall have directed such carriers to meet for the purpose of formulating a plan of joint action, they shall, within such time as may be fixed by such Director, submit to the Office of Defense Transportation any plan of joint action so formulated, or a statement setting forth the reasons why no plan of joint action has been agreed on by them: *Provided*, That nothing contained in this order shall be so construed as to authorize any carriers to engage in such joint action unless directed so to do by specific order of the Office of Defense Transportation.

§ 501.26 *Records and reports.* Every local carrier shall prepare and maintain such records, and make such reports, as the Office of Defense Transportation may prescribe subject to the approval of the Bureau of the Budget pursuant to

the Federal Reports Act of 1942. Such records shall be available for examination and inspection at all reasonable times by an accredited representative of the Office of Defense Transportation.

§ 501.27 *Filing of tariffs.* Every local carrier required by law to file tariffs or schedules of rates, charges, rules, regulations and practices shall file forthwith a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file and publish in accordance with law, and continue in effect until further order, tariffs or schedules or appropriate supplements to filed tariffs or schedules, setting forth any changes in rates, charges, rules, regulations and practices of the carrier which may be necessary to accord with the provisions of this order; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs, schedules, or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

§ 501.28 *Exemptions.* (a) The provisions of paragraphs (a) (1) and (a) (4) of § 501.23 of this order shall not apply in respect of:

(1) Any motor truck while being operated to make a collection or delivery of any shipment, the expedited movement of which is necessary to meet the needs of the military or naval forces of the United States, the United States Maritime Commission, or the War Shipping Administration;

(2) Any motor truck while operated exclusively in connection with the construction and maintenance of essential telegraph, telephone, organized radio communications, electric light and power, gas or water supply utilities, pipe lines, railroads, street railways or public highways;

(3) Any motor truck while being operated exclusively in making deliveries to a vessel which is being supplied, repaired, loaded or unloaded;

(4) Any motor truck while being operated exclusively in the collection or delivery of household goods as defined by the Interstate Commerce Commission in "Practices of Motor Common Carriers of Household Goods" (17 M. C. C. 467);

(5) Any motor truck while being operated in the collection from one consignor, or delivery to one consignee, of any shipment, or shipments, of property, the aggregate weight of which is 10,000 pounds, or more, or which fully occupies the load bearing space of such truck and which will be, or has been, as the case may be, transported by such truck, without other handling, in over-the-road service.

(b) The provisions of § 501.23 of this order shall not apply in respect of:

(1) Any special equipment;

(2) Any motor truck while operated exclusively in the transportation of repair or service personnel and their supplies or equipment;

(3) Any motor truck while operated exclusively in emergencies for the purpose of making collection or delivery of medicines or other supplies or equipment necessary for the protection or preservation of life, health or public safety;

(4) Any motor truck while operated exclusively pursuant to governmental order, regulation or contract for the purpose of collecting or disposing of sewage or garbage, or rendering other sanitation services;

(5) Any motor truck while operated exclusively for the purpose of making collection or delivery of telegraph, radio and cable communications, or the United States mail.

(c) No provision of this order shall apply in respect of:

(1) Any motor truck, the primary carrying capacity of which is occupied by a mounted tank or tanks;

(2) Any motor truck controlled or operated by any person or persons principally engaged in farming, when used in the transportation of agricultural commodities or products thereof from a farm, or in the transportation of farm supplies to a farm;

(3) Any motor truck while operated under the direction of the military or naval forces of the United States or State military forces organized pursuant to section 61 of the National Defense Act, as amended.

(d) The provisions of this order shall apply to the operations of a contract carrier only to the extent that such operations are not governed by the provisions of General Order ODT 17, as amended, (7 F.R. 5678, 7694, 9623; 8 F.R. 6968)

§ 501.29 *Definitions.* As used in this order (§§ 501.20 to 501.30, inclusive), or in any order, permit, recommendation, certificate or regulation issued hereunder, the term:

(a) "Person" means any individual, partnership, corporation, association, joint stock company, business trust, or other organized group of persons, or any trustee, receiver, assignee or personal representative, and includes any department or agency of the United States, any State, the District of Columbia, or any other political, governmental or legal entity.

(b) "Continental United States" means the forty-eight States and the District of Columbia.

(c) "Property" means anything, except persons, capable of being transported by motor truck.

(d) "Local carrier" or "carrier" means any person, regardless of the designation of such person under any Federal or State statute, to the extent that he

engages in the transportation of property in collection and delivery service or local cartage service by motor truck for compensation.

(e) "Collection and delivery service" or "local cartage service" means all operations of a motor truck, except those between the terminals of a carrier or carriers, which are either: (1) within an area which includes any municipality or urban community and a zone extending twenty-five (25) air miles from the boundaries thereof; or (2) within and between contiguous municipalities; or (3) not more than twenty-five (25) miles in length.

(f) "Over-the-road service" means all operations of a motor truck except those in collection and delivery service or local cartage service.

(g) "Motor truck" or "truck" means either: (1) a straight truck; or (2) a combination truck-tractor and semi-trailer; or (3) a full trailer; or (4) any combination thereof; or (5) any other rubber-tired vehicle propelled or drawn by mechanical power when used in the transportation of property, other than a vehicle engaged primarily in the transportation of persons.

(h) "Collection" means the operation of a motor truck from any one point to any other point for the purpose of taking possession of property for transportation, and includes taking, or an offer or attempt to take, possession of such property.

(i) "Delivery" means the operation of a motor truck from any one point to any other point for the purpose of relinquishing possession of property after transportation, and includes relinquishing, or an offer or attempt to relinquish, possession of such property.

(j) "Special equipment" means any motor truck, the primary carrying capacity of which is occupied by mounted machinery.

(k) "Vessel" means any watercraft used as a means of transportation by water.

(l) "Rated load carrying ability" means the weight which the tires mounted on the load bearing wheels of a motor truck are capable of carrying as determined in the manner set forth in Appendix No. 1 of this order.

(m) "Capacity load" means either: (1) the aggregate weight of the property which may be transported in a motor truck, determined by deducting the weight of said truck from its rated load carrying ability; or (2) the maximum quantity of property, by volume, which may be stowed by efficient methods and safely transported in the load bearing space of the truck, whichever quantity is the lesser in weight.

(n) "Farm" means any tract of land approximately three acres or more of which are used for agricultural purposes

or devoted to the breeding or raising of livestock, poultry or bees.

§ 501.30 *Communications.* Unless otherwise directed, communications concerning this order should refer to "General Order ODT 6A", and should be addressed to the Division of Motor Transport, Office of Defense Transportation, Washington, D. C.

This order shall become effective June 28, 1943, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

General Order ODT 6, as amended, General Permit ODT 6-5, General Permit ODT 6-8, and General Permit ODT 6-9 are hereby revoked as of the effective date of this General Order ODT 6A.

Issued at Washington, D. C., this 25th day of June 1943.

JOSEPH B. EASTMAN,

Director,

Office of Defense Transportation.

APPENDIX 1

Under the terms of § 501.29 (1) of this order, the rated load carrying ability of the tires mounted on the running wheels of a motor truck shall be determined by multiplying the number of tires mounted on the running wheels of such motor truck, of the size and description actually used, by the number of pounds appearing opposite the description of such tires in this Appendix.

Example. A motor truck uses 10 running tires, sizes 9.00-20, ten ply. The rated load carrying ability of each such tire, in pounds per tire, as shown in this Appendix, is 3450. Multiply 10 (number of tires) by 3450 (rated load carrying ability of each tire). The result is 34,500 pounds, which is the "rated load carrying ability" of the motor truck as defined in § 501.29 (1).

TRUCK TYPE TIRES USED IN MOTOR TRUCK OPERATIONS

DESCRIPTION OF TIRES

Size	No. of plies	Rated load carrying ability in pounds per tire
5.00-16	4	730
5.00-18	6	835
5.50-16	4	840
5.50-18	6	955
6.00-16	4	990
6.00-18	6	1,170
6.00-20	6	1,250
6.00-22	6	1,400
6.00-24/30 x 5	8	1,700
6.00-24/34 x 5	8	1,950
6.25-16	4	1,065
6.25-18	6	1,210
6.50-16	4	1,135
6.50-18	6	1,290
6.50-20	6	1,500
6.50-22	6	1,575
6.50-24	6	1,700
6.50-20/32 x 6	8	1,950
Light Truck 15"	6	1,500
Light Truck 15"	8	1,700
7.00-15	6	1,415

TRUCK TYPE TIRES USED IN MOTOR TRUCK OPERATIONS—Continued

DESCRIPTION OF TIRES

Size	No. of plies	Rated load carrying ability in pounds per tire
7.00-15	8	1,575
7.00-18	6	1,485
7.00-17	6	1,550
7.00-17	8	1,725
7.00-18	8	1,800
7.00-20	8	1,950
7.00-20/32 x 6	10	2,250
7.00-24/36 x 6	10	2,575
7.50-15	6	1,595
7.50-15	8	1,825
7.50-15	10	2,225
7.50-16	6	1,660
7.50-16	8	1,850
7.50-17	8	2,000
7.50-18	8	2,100
7.50-18/32 x 7	10	2,500
7.50-20	8	2,250
7.50-20/34 x 7	10	2,700
7.50-24	8	2,550
7.50-24/38 x 7	10	3,100
8.25-15	10	2,275
8.25-15	12	2,600
8.25-16	6	1,770
8.25-18	8	2,000
8.25-18	10	2,550
8.25-18	12	2,925
8.25-20	10	2,750
8.25-20	12	3,150
8.25-22	10	2,950
8.25-24	12	3,125
8.25-24	12	3,600
9.00-15	10	2,875
9.00-18	12	3,200
9.00-18	10	3,225
9.00-20	12	3,600
9.00-20	10	3,450
9.00-20/36 x 8	12	3,850
9.00-22	10	3,675
9.00-24	10	3,925
9.00-24/40 x 8	12	4,375
10.00-15 (9.75-15)	12	3,375
10.00-18 (9.75-18)	12	3,775
10.00-20 (9.75-20)	12	4,000
10.00-20/38 x 9	14	4,350
10.00-22 (9.75-22)	12	4,275
10.00-24 (9.75-24)	12	4,550
10.00-24/42 x 9	14	4,925
11.00-18 (10.50-18)	12	4,200
11.00-19 (11" rim)	12	4,850
11.00-20 (10.50-20)	14	4,500
11.00-20 (10.50-20)	14	4,850
11.00-22 (10.50-22)	14	4,750
11.00-24 (10.50-24)	12	5,000
11.00-24 (10.50-24)	14	5,400
12.00-18 (11.25-18)	12	4,850
12.00-18 (11.25-18)	14	5,125
12.00-20 (11.25-20)	14	5,475
12.00-20/40 x 10	16	5,875
12.00-22	14	5,800
12.00-24 (11.25-24)	14	6,150
12.00-24/44 x 10	16	6,600
13.00-20 (12.75-20)	16	6,750
13.00-24 (12.75-24)	16	7,575
14.00-20 (13.50-20)	16	8,200
14.00-20 (13.50-20)	18	8,700
14.00-24 (13.50-24)	16	9,150
14.00-24 (13.50-24)	18	9,700
#10	6	1,100
#11	6	1,100
#12	6	1,200
#13	6	1,300
#14	6	1,400
#15	6	1,500
#16	6	1,600
#17	8	1,700
#18	8	1,800
#19	8	1,900
#20	10	2,000
#22	10	2,300
#28	10	2,300
#34	10	3,400
#40	12	4,000
#42	12	4,200
#44	12	4,400
#48	12	4,800
#50	12	5,000
#52	12	5,200

PASSENGER TYPE TIRES USED IN MOTOR TRUCK OPERATIONS

DESCRIPTION OF TIRES

Size	No. of plies	Rated load carrying ability in pounds per tire
440/450-21	4	800
440/450-21	6	900
475/500-19	4	985
475/500-19	6	1,005
475/500-20	4	925
475/500-20	6	1,035
500-16	4	710
550-16	4	810
550-16	6	900
525/550-17	4	955
525/550-17	6	1,075
525/550-18	4	1,000
525/550-18	6	1,125
525/550-19	4	1,040
525/550-19	6	1,170
600-16	4	915
600-16	6	1,065
600-17	4	1,025
600-17	6	1,155
600-18	4	1,070
600-18	6	1,205
600-19	4	1,115
600-19	6	1,255
600-20	4	1,190
600-20	6	1,350
625-16	4	985
625-16	6	1,140
625/650-16	4	1,050
625/650-16	6	1,215
650-16	4	1,050
650-16	6	1,215
650-17	4	1,175
650-17	6	1,320
650-18	4	1,225
650-18	6	1,375
650-19	4	1,270
650-19	6	1,430
650-20	4	1,320
650-20	6	1,500
700-15	4	1,095
700-15	6	1,330
700-16	4	1,145
700-16	6	1,395
700-17	4	1,300
700-17	6	1,465
700-18	4	1,355
700-18	6	1,525
700-19	4	1,405
700-19	6	1,585
700-20	4	1,500
700-20	6	1,700
750-15	4	1,180
750-15	6	1,500
750-16	4	1,235
750-16	6	1,550
750-17	4	1,460
750-17	6	1,645
750-18	4	1,520
750-18	6	1,710
750-19	4	1,580
750-19	6	1,775
750-20	4	1,700
750-20	6	1,900
825-15	4	1,260
825-15	6	1,625
825-16	4	1,320
825-16	6	1,700
825-17	4	1,625
825-17	6	1,800
900-15	6	1,800
900-16	6	1,875

[F. R. Doc. 43-10229; Filed, June 25, 1943; 11:56 a. m.]

Notices

TREASURY DEPARTMENT

Fiscal Service; Bureau of the Public Debt.

[1943 Dept. Circ. 653, Rev. First Amtd.]

UNITED STATES WAR SAVINGS BONDS SERIES E

JUNE 17, 1943.

Sections IV and V of Department Circular No. 653, Revised, dated June 1,

1942, are hereby amended to read as follows:

IV. LIMITATION ON HOLDINGS

The amount of War Savings Bonds of Series E originally issued during any one calendar year to any one person that may be held by that person at any one time shall not exceed \$5,000, maturity value, computed in accordance with the provisions of the regulations governing United States Savings Bonds currently in force. Any bonds acquired on original issue which create an excess should immediately be surrendered for refund of the issue price as provided in such regulations.

V. REGISTRATION

1. Bonds of Series E may be registered only in the names of natural persons (that is, individuals), whether adults or minors, in their own right, as follows: (a) In the name of one person; (b) in the names of two (but not more than two) persons as coowners; and (c) in the name of one person payable on death to one (but not more than one) other designated person. Registration on original issue and authorized reissue is restricted to residents of the United States (which for the purposes of this section shall include the territories, insular possessions and the Canal Zone), citizens of the United States temporarily residing abroad, and to nonresident aliens employed in the United States by the Federal government or an agency thereof, whether as owners, coowners or designated beneficiaries: *Provided, however,* That on original issues of bonds, but not on reissues, a nonresident alien (not a citizen of an enemy nation) may be named as coowner or designated beneficiary, and *Provided further,* That a nonresident alien, whether owner, coowner or beneficiary, succeeding to title on death of the owner, or succeeding to title upon the death of the surviving coowner or beneficiary will be entitled only to request and receive payment either at or before maturity.

2. Full information regarding authorized forms of registration will be found in the regulations currently in force governing United States Savings Bonds.

[SEAL] HENRY MORGENTHAU, Jr.,
Secretary of the Treasury.

[F. R. Doc. 43-10169; Filed, June 24, 1943; 4:43 p. m.]

[1943 Dept. Circ. 654, Rev. Second Amtd.]

UNITED STATES SAVINGS BONDS, SERIES F AND SERIES G

JUNE 17, 1943.

Section V of Department Circular No. 654, Revised, dated June 1, 1942, is hereby amended to read as follows:

V. AUTHORIZED FORMS OF REGISTRATION

1. United States Savings Bonds of Series F and Series G may be registered as follows:

(1) In the names of natural persons (that is, individuals) whether adults or minors, in their own right, as follows:

(a) In the name of one person,
(b) In the names of two (but not more than two) persons as coowners, and

(c) In the name of one person payable on death to one (but not more than one) other designated person;

(2) In the name of an incorporated or unincorporated body, in its own right (except a commercial bank, which, for this purpose, is defined as a bank that accepts demand deposits);

(3) In the name of a fiduciary; and

(4) In the name of the owner or custodian of public funds.

2. *Restrictions.* Registration on original issue and authorized reissue is restricted to residents (whether individuals or others) of the United States (which for the purposes of this paragraph shall include the territories, insular possessions and the Canal Zone), citizens of the United States temporarily residing abroad, and to nonresident aliens employed in the United States by the Federal government or an agency thereof, whether as owners, coowners or designated beneficiaries: *Provided, however,* That on original issues of bonds, but not on reissues, a nonresident alien (not a citizen of an enemy nation) may be named as coowner or designated beneficiary, and *Provided further,* That a nonresident alien, whether owner, coowner or beneficiary, succeeding to title on death of the owner, or succeeding to title upon the death of the surviving coowner or beneficiary will be entitled only to request and receive payment either at or before maturity and will not be entitled to reissue.

3. Full information regarding authorized forms of registration will be found in the regulations currently in force governing United States Savings Bonds.

[SEAL] HENRY MORGENTHAU, Jr.,
Secretary of the Treasury.

[F. R. Doc. 43-10170; Filed, June 24, 1943; 4:43 p. m.]

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. 1657-FD]

INDUSTRIAL SALES CO.

MEMORANDUM OPINION AND ORDER
TERMINATING PROCEEDING

In the matter of J. S. Turley, doing business under the name and style of Industrial Coal Sales Co., registered distributor, registration No. 4687, respondent.

On May 21, 1943, after notice and hearing, Joseph D. Dermody, a duly designated examiner of the Division, without knowledge of the death of respondent, submitted a report in which he found that J. S. Turley, doing business under the name and style of Industrial Coal Sales Company, a registered distributor, (Registration No. 4687), of St. Louis, Missouri, had wilfully violated

sections 4 II (h) and 4 II (i) 12 of the Act, §§ 317.19 (c) and 317.11 (6) of the Rules and Regulations for the Registration of Distributors, Rule 12 of section XIII of the Marketing Rules and Regulations, and paragraphs (c), (e), (f) and (h) of the respondent's Distributor's Agreement by accepting and retaining distributors' discounts upon coal which respondent sold to its wholly-owned retailing corporation. The examiner recommended that the registration of respondent be suspended for a period of ninety days and that prior to reinstatement thereof respondent be required to make certain restitution to code members.

On November 3, 1942 respondent, J. S. Turley, died. On May 29, 1943, after the examiner's report was submitted, respondent's counsel filed a suggestion of death and on June 12, 1943 filed herein satisfactory proof of respondent's death. Section 317.16 of the Distributors Rules provides that:

Upon the death of a registered distributor or sale or other disposal of his business, his successor in interest or legal representative shall, within not exceeding 90 days in the case of death, or within 60 days in the case of sale or other disposal, apply to this Division for registration; otherwise the registration of such distributor shall expire.

The legal representative of the decedent has not filed with the Division an application for registration. Accordingly the registration of respondent expired as of February 3, 1943, ninety days from the date of his death, as provided in § 317.16 of the Distributors' Rules. I find and conclude therefore that the proceeding should be terminated and formally closed.

Now, therefore, it is ordered, That this proceeding is terminated. Appropriate indication of the expiry of the registration of J. S. Turley as a distributor will be made in the records of the Division.

Dated: June 23, 1943.

[SEAL] DAN H. WHEELER,
Director.

[F. R. Doc. 43-10201; Filed, June 25, 1943;
10:15 a. m.]

General Land Office.

[Public Land Order 136]

IDAHO

REVOKING EXECUTIVE ORDER NO. 4339 OF
NOVEMBER 9, 1925, AS MODIFIED

By virtue of the authority contained in section 1 of the act of June 25, 1910, c. 421, 36 Stat. 847 (U.S.C., title 43, sec. 141), and pursuant to Executive Order No. 9337 (8 F.R. 5516) of April 24, 1943, it is ordered as follows:

Executive Order No. 4339 of November 9, 1925, as modified by Executive Order No. 5572 of March 7, 1931, withdrawing

certain public lands in Tps. 3 and 4 S., R. 14 E., Boise Meridian, Idaho, for classification and pending enactment of legislation for their proper disposition, is hereby revoked.

ABE FORTAS,

Acting Secretary of the Interior.

JUNE 9, 1943.

[F. R. Doc. 43-10206; Filed, June 25, 1943;
11:26 a. m.]

Office of the Secretary.

[Order 1835]

BITUMINOUS COAL MINES

ORDER FOR TAKING POSSESSION

JUNE 23, 1943.

Amendment to Order No. 1809.

A number of bituminous coal mines throughout the nation producing 50 tons or more per day and operated by the companies listed in Appendix B, appended hereto and made a part hereof,¹ were not included in Appendix A to Order No. 1809, dated May 1, 1943 (8 F.R. 5767), taking possession of the nation's coal mines for operation by the United States in furtherance of the prosecution of the war.

By virtue of the authority vested in me by the President of the United States by Executive Order No. 9340, dated May 1, 1943 (8 F.R. 5695), I take possession of each such mine including any and all real and personal property, franchises, rights, facilities, funds, and other assets used in connection with the operation of such mine and the distribution and sale of its products, for operation by the United States in furtherance of the prosecution of the war.

Order No. 1809 is hereby amended accordingly.

HAROLD L. ICKES,
Secretary of the Interior.

[F. R. Doc. 43-10162; Filed, June 24, 1943;
4:37 p. m.]

[Order 1836]

ANTHRACITE COAL MINES

ORDER FOR TAKING POSSESSION

JUNE 23, 1943.

Amendment to Order No. 1810.

A number of anthracite coal mines throughout the nation producing 50 tons or more per day and operated by the companies listed in Appendix B, appended hereto and made a part hereof,¹ were not included in Appendix A to Order No. 1810, dated May 1, 1943, (8 F.R. 5767),

¹ Filed as part of the original document.

taking possession of the nation's coal mines for operation by the United States in furtherance of the prosecution of the war.

By virtue of the authority vested in me by the President of the United States by Executive Order No. 9340, dated May 1, 1943 (8 F.R. 5695), I take possession of each such mine including any and all real and personal property, franchises, rights, facilities, funds, and other assets used in connection with the operation of such mine and the distribution and sale of its products, for operation by the United States in furtherance of the prosecution of the war.

Order No. 1810 is hereby amended accordingly.

HAROLD L. ICKES,
Secretary of the Interior.

[F. R. Doc. 43-10163; Filed, June 24, 1943;
4:37 p. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 4961]

BORTZ & COMPANY, ET AL.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 24th day of June, A. D. 1943.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U.S.C.A., section 41).

It is ordered, That Webster Ballinger, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, June 30, 1943, at two o'clock in the afternoon of that day (Central Standard Time), in Room 211, Post Office Building, Anderson, Indiana.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the evidence.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 43-10205; Filed, June 25, 1943;
11:00 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Amendment to Vesting Order 1352]

ESTATE OF ADOLPH BERGER

In re: Estate of Adolph Berger, deceased; File D-28-1951; E. T. sec. 1900.

Vesting Order Number 1352 issued by the Alien Property Custodian April 27, 1943, and published in the FEDERAL REGISTER May 6, 1943 (8 F.R. 5857) is hereby amended to read as follows:

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests herein after described are property which is in the process of administration by The First National Trust and Savings Bank of San Diego, 5th and Broadway, San Diego, California, Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of San Diego.

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals:	Last known address
Martha Roth.....	Germany.
Mrs. Toni Guenther.....	Germany.
Mrs. Julia Schmitt.....	Germany.
Mrs. Martha Tuscher.....	Germany.
Alfred Hartmuth.....	Germany.
Dr. Richard Hartmuth.....	Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All of the estate of Adolph Berger, deceased, less the payment of expenses of administration, taxes, debts, and three legacies of \$1,000.00 each to Hattie Zimmerman of Chicago, Illinois, Adolph H. Berger of La Porte, Indiana, and Robert O. Berger of Kenilworth, Illinois,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order

may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10145; Filed, June 24, 1943;
2:03 p. m.]

[Vesting Order 1597]

ANTJELINA HEIENBROCK

Re: Real property situated in Stark County, North Dakota, bank account and shares of stock owned by Antjelina Heienbrock.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that Antjelina Heienbrock is a resident of Germany, whose last known address is 1800 Horst-Wesel Strasse, Grotzsch/Leipzig, Germany, and is a national of a designated enemy country (Germany);

2. Finding that Antjelina Heienbrock is the owner of the property described in subparagraph 3 hereof;

3. Finding that the property described as follows:

a. All right, title, interest and estate, both legal and equitable, of Antjelina Heienbrock, and of every other national of a designated enemy country, in and to that certain real property situated in Stark County, North Dakota, particularly described in Exhibit "A" attached hereto and made a part hereof, together with all fixtures, improvements and appurtenances thereto, and any and all claims of Antjelina Heienbrock for rents, refunds and benefits or other payments arising from the ownership of such property,

b. All right, title, interest and claim of any name or nature whatsoever of Antjelina Heienbrock, and of every other national of a designated enemy country, in and to any and all obligations, contingent or otherwise, and whether or not matured, owing to Antjelina Heienbrock by Security Bank of Hebron, Hebron, North Dakota, including but not limited to all security rights in and to any and all collateral for any or all such obligations and the right to enforce and collect such obligations and including the checking account in said bank, which checking account is due and owing to and held for Antjelina Heienbrock in the name of H. F. Leutz for Antjelina Heienbrock, and

c. Four shares of common stock, evidenced by certificate No. 193, of the Peoples Telephone Company, Taylor, North Dakota, registered in the name of George Juergens and beneficially owned by Antjelina Heienbrock and held by H. F. Leutz, Taylor, North Dakota,

is property within the United States owned or controlled by a national of a designated enemy country (Germany);

4. Determining that the property described in subparagraphs 3-b and 3-c hereof is necessary for the maintenance and safeguarding of other property (namely, that hereinbefore described in subparagraph 3-a) belonging to the same national of the same

designated enemy country and subject to vesting (and in fact vested by this Order) pursuant to Section 2 of said Executive Order;

5. Determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of the aforesaid designated enemy country (Germany);

6. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

7. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on June 3, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

All those tracts or parcels of land situated in the County of Stark, State of North Dakota, particularly described as follows:

Real property

1. The South-West Quarter (SW $\frac{1}{4}$) of Section One (1) in Township One Hundred forty (140) North of Range Ninety-Four (94) West of the Fifth P. M. in Stark County, N. Dak. Containing 160 Acres.

2. The South-East Quarter (SE $\frac{1}{4}$) of Section One (1) in Township One Hundred forty (140) North of Range Ninety-four (94) West of the Fifth P. M. in Stark County, N. Dak. Containing 160 Acres.

3. The North-East Quarter (NE $\frac{1}{4}$) of Section Twelve (12) in Township One Hundred forty (140) North of Range Ninety-Four (94) West of the Fifth P. M. in Stark County, N. Dak. Containing 160 Acres.

[F. R. 43-10146; Filed, June 24, 1943;
1:59 p. m.]

[Vesting Order 1599]

RICHARD C. NICKELSEN

Re: Real property in Brooklyn, New York, insurance policies and credit owned by Richard C. Nickelsen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that Richard C. Nickelsen is a resident of Germany, whose last known address is Tottum Föhr, Schleswig-Holstein, Germany, and is a national of a designated enemy country (Germany);

2. Finding that Richard C. Nickelsen is the owner of the property described in subparagraph 3 hereof;

3. Finding that the property described as follows:

a. All right, title, interest and estate, both legal and equitable, of Richard C. Nickelsen, and of every other national of a designated enemy country, in and to that certain real property situated at 1821 Church Avenue, Brooklyn, Kings County, New York, particularly described in Exhibit "A" attached hereto and made a part hereof, together with all fixtures, improvements and appurtenances thereto, and any and all claims of Richard C. Nickelsen for rents, refunds and benefits or other payments arising from the ownership of said real property;

b. All right, title, interest and claim of Richard C. Nickelsen, and of every other national of a designated enemy country, in and to all those certain insurance policies particularly described in Exhibit "B" attached hereto and by reference made a part hereof, covering the improvements on the real property described in subparagraph 3-a hereof, and

c. All right, title, interest and claim of any name or nature whatsoever of Richard C. Nickelsen, and of every other national of a designated enemy country, in and to any and all obligations, contingent or otherwise, and whether or not matured, owing to Richard C. Nickelsen by Brooklyn Trust Company, Brooklyn, New York, including particularly the cash balance credited to Richard C. Nickelsen in the custodian account of said bank, which cash balance is due and owing to and held for Richard C. Nickelsen.

is property within the United States owned or controlled by a national of a designated enemy country (Germany);

4. Determining that the property described in subparagraphs 3-b and 3-c hereof is necessary for the maintenance and safeguarding of other property (namely, that hereinbefore described in subparagraph 3-a) belonging to the same national of the same designated enemy country and subject to vesting (and in fact vested by this Order) pursuant to Section 2 of said Executive Order;

5. Determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of the afore-said designated enemy country (Germany);

6. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

7. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an ap-

propriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on June 3, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

EXHIBIT A

All that certain lot, piece or parcel of land with the buildings and improvements thereon erected, situate, lying and being in the Borough of Brooklyn, County of Kings, City and State of New York, bounded and described as follows, to wit:

Beginning at a point on the northerly side of Church Avenue distant thirty eight (38) feet westerly from a point formed by the northerly side of Church Avenue with the westerly side of St. Pauls Place; running thence northerly and parallel with St. Pauls Place and part of the distance through a party wall one hundred and one (101) feet and one one hundredths of a foot; running thence westerly and parallel with Church Avenue nineteen (19) feet; running thence southerly and parallel with St. Pauls Place and part of a distance through another party wall one hundred one (101) feet and one one hundredths of a foot to the northerly side of Church Avenue thence easterly along the northerly side of Church Avenue nineteen (19) feet to the point or place of beginning. Said premises being known by the street number 1821 Church Avenue, Brooklyn, New York.

EXHIBIT B

Fire Insurance Policy No. 96190 of the Phoenix Insurance Company of Hartford, 110 William Street, New York City, issued to Brooklyn Trust Company, as agent for Richard C. Nickelsen, assured, on the building located at 1821 Church Avenue, Brooklyn, New York, in the sum of \$10,000. for a term commencing June 15, 1941 and expiring June 15, 1944. The premium thereon in the sum of \$50, has been paid.

Fire Insurance Policy No. 96857 of the Phoenix Insurance Company of Hartford, 110 William Street, New York City, issued to Brooklyn Trust Company, as agent for Richard C. Nickelsen, assured, on the building located at 1821 Church Avenue, Brooklyn, New York, in the sum of \$14,500. for a term commencing October 31, 1941 and expiring October 31, 1944. The premium thereon in the sum of \$72.50 has been paid.

War Damage Insurance Policy No. 276-99-56 of the War Damage Corporation (Great American Insurance Co., assuring agents),

issued to Brooklyn Trust Company as agent for Richard C. Nickelsen on premises 1821 Church Avenue, Brooklyn, New York, in the sum of \$12,500., for a term commencing July 1, 1942 and expiring on July 1, 1943. The premium thereon in the sum of \$25. has been paid.

Public Liability Insurance Policy No. 22808 of the Sun Indemnity Co., issued to Brooklyn Trust Company, as agent for Richard C. Nickelsen and Boy Ketelsen, assureds, on premises 1821 Church Avenue, Brooklyn, New York; limits of policy \$25,000. and \$50,000. for a term commencing on June 12, 1942 and expiring on June 12, 1943. The premium thereon in the sum of \$43.65 has been paid.

Plate Glass Insurance Policy No. PG-4281 of the Bakers Mutual Insurance Company, issued to Brooklyn Trust, as agent for Richard C. Nickelsen and Boy Ketelsen, assureds, for a term commencing on October 19, 1942 and expiring on October 19, 1943 on premises 1821 Church Avenue, Brooklyn, New York. The premium thereon in the sum of \$8.78 has been paid.

[F. R. Doc. 43-10147; Filed, June 24, 1943; 1:59 p. m.]

[Vesting Order 1652]

ESTATE OF ROSA REISER

In re: Estate of Rosa Reiser, deceased; File D-28-2382; E. T. sec. 3313.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Rosa Michenfelder, Executrix, 1832 Northern Boulevard, R. F. D., Independence, Missouri, acting under the judicial supervision of the Probate Court of the State of Missouri, in and for the County of Jackson;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals:	Last known address
Vandelin Michenfelder	Bruchsal Baden, Germany.
Mrs. Eugene Becker	Bruchsal Baden, Germany.
Carl Michenfelder	Bruchsal Baden, Germany.
Ludwig Michenfelder	Bruchsal Baden, Germany.
Hugo Michenfelder	Bruchsal Baden, Germany.
Willie Michenfelder	Bruchsal Baden, Germany.
Marie Michenfelder	Bruchsal Baden, Germany.
Vandelin Michenfelder, Jr.	Bruchsal Baden, Germany.
Edwin Reiser	Bruchsal Baden, Germany.
Julius Reiser	Bruchsal Baden, Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests;

All right, title, interest and claim of any kind or character whatsoever of Vandelin Michenfelder, Mrs. Eugene Becker, Carl Michenfelder, Ludwig Michenfelder, Hugo Michenfelder, Willie Michenfelder, Marie Michenfelder, Vandelin Michenfelder, Jr., Edwin Reiser and Julius Reiser, and each of them, in and to the estate of Rosa Reiser, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10148; Filed, June 24, 1943;
1:59 p. m.]

[Vesting Order 1653]

TRUST UNDER WILL OF MARTIN RESCH

In re: Trust u/w Martin Resch, deceased; File D-28-2353; E. T. sec. 3535.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests herein-after described are property which is in the process of administration by American Trust Company, Trustee of the trust under the will of Martin Resch, deceased, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Santa Clara, California,

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals:	Last known address
Michael Resch.....	Germany.
John Resch.....	Germany.
Descendants, if any, of Mary (Maria) Knop.	Germany.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the na-

tional interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Michael Resch, John Resch, Descendants, if any, of Mary (Marie) Knop and each of them, in and to a trust created under the will of Martin Resch, deceased.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10149; Filed, June 24, 1943;
2:00 p. m.]

[Vesting Order 1654]

ESTATE OF ANTONIO RIDE

In re: Estate of Antonio Ride, deceased; File No. D-38-319; E. T. sec. 391.

Under the authority of the Trading with the Enemy Act as amended, and Executive Order 9095 as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests herein-after described are property which is in the process of administration by Burt D. Ludington, County Treasurer of Orleans County, acting under the judicial supervision of the Surrogate's Court, Orleans County, Albion, New York,

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Italy, namely

National:	Last known address
Marie Ride Restivo.....	Italy.

And determining that:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Marie Ride Restivo, in and to the estate of Antonio Ride, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10150; Filed, June 24, 1943;
2:00 p. m.]

[Vesting Order 1655]

ESTATE OF THOMAS SACCO

In re: Estate of Thomas Sacco also known as Thomasso Sacco, deceased; File D-38-1692; E. T. sec. 5362.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by the Treasurer of the City of New York, depositary, acting under the judicial supervision of the Surrogate's Court, New York County, State of New York; and

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Italy, namely,

Nationals:
 Giuseppe Sacco, also known as Italy.
 Joseph Sacco.
 Luigina Torrelli..... Italy.
 Maria Vittoria Scorpione..... Italy.
 Maria Distefano..... Italy.
 Genovina Petrosante..... Italy.

And determining that:

(3) If such nationals are persons not within any designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest;

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Giuseppe Sacco, also known as Joseph Sacco, Luigina Torrelli, Maria Vittoria Scorpione, Maria Distefano, and Genovina Petrosante, and each of them, in and to the Estate of Thomas Sacco, also known as Thomasso Sacco, deceased.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon on form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: June 16, 1943.

[SEAL] LEO T. CROWLEY,
 Alien Property Custodian.

[F. R. Doc. 43-10151; Filed, June 24, 1943;
 2:00 p. m.]

[Vesting Order 1656]

ESTATE OF THOMAS SCHMIDT

In re: Estate of Thomas Schmidt, deceased; File D-34-55; E. T. sec. 171.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and

No. 126—5

pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Jacob Schmidt, 1144 East Kane Place, Milwaukee, Wisconsin, and Mary Bommersbach, 4540 North 30th Street, Milwaukee, Wisconsin, Co-administrators, acting under the judicial supervision of the County Court, City of Milwaukee, State of Wisconsin, in and for the County of Milwaukee;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals:
 Katherina Sevetics..... Warashd, Talna, Megge, Hungary
 Johann Schmidt..... Warashd, Talna, Megge, Hungary

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Hungary; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Katherina Sevetics and Johann Schmidt, and each of them, in and to the estate of Thomas Schmidt, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL] LEO T. CROWLEY,
 Alien Property Custodian.

[F. R. Doc. 43-10152; Filed, June 24, 1943;
 2:01 p. m.]

[Vesting Order 1657]

ESTATE OF JULIUS SCOTT

In re: Estate of Julius Scott, also known as Giulio Scardigli, deceased; File D-38-1177; E. T. sec. 5356.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by the Dauphin Deposit Trust Company, 213 Market Street, Harrisburg, Pennsylvania, Executor, acting under the judicial supervision of the Orphans' Court of Dauphin County, State of Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Italy, namely,

Nationals:
 Rosina Scardigli..... Italy.
 Marino Scardigli..... Italy.
 Odoacre Scardigli..... Italy.
 Efre Scardigli..... Italy.

And determining that:

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Rosina Scardigli, Marino Scardigli, Odoacre Scardigli and Efre Scardigli, and each of them, in and to the estate of Julius Scott, also known as Giulio Scardigli, deceased.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property and interests or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10153; Filed, June 24, 1943;
2:01 p. m.]

[Vesting Order 1658]

ESTATE OF KATHARINE BIRNEY SEIP

In re: Estate of Katharine Birney Seip, deceased; File D-28-3431; E. T. sec. 5461.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that:

(1) The property and interests hereinafter described are property which is in the process of administration by Victor S. Mersca, Register of Wills and Clerk of the Probate Court, Custodian, acting under the judicial supervision of the U. S. District Court, District of Columbia;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National:	Last known address
Catherine Birney von Schoen	Germany.

And determining that:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Catharine Birney von Schoen in and to the Estate of Katharine Birney Seip, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10154; Filed, June 24, 1943;
2:01 p. m.]

[Vesting Order 1659]

ESTATE OF JOHN P. SONNEN

In re: Estate of John P. Sonnen, deceased; File D-28-1643; E. T. sec. 211.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Harry M. Boeckmann, 2617 Franklin Avenue, St. Louis, Missouri, Executor, acting under the judicial supervision of the Probate Court of the City of St. Louis, State of Missouri;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National:	Last known address
Jacob Sonnen	Germany.

And determining that:

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Jacob Sonnen in and to the estate of John P. Sonnen, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property and interests or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10155; Filed, June 24, 1943;
2:01 p. m.]

[Vesting Order 1660]

SAFE DEPOSIT AND TRUST CO. OF BALTIMORE

In re: Safe Deposit and Trust Company of Baltimore, Trustee under will of William Suess, deceased, vs. Mrs. Elli Schaefer, et al.; File D-28-2607; E. T. sec. 5353.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Safe Deposit and Trust Company of Baltimore, 13 South Street, Baltimore, Maryland, Trustee, acting under the judicial supervision of Circuit Court No. 2 of Baltimore City, State of Maryland;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals:	Last known address
Mrs. Elli Schaefer	Germany.
Mrs. Henriette Daniel	Germany.
Mrs. Christina Abbel	Germany.
Mrs. Henriette Suess	Germany.
Miss Katharina Velten	Germany.
Mrs. Henriette Schneider	Germany.
Mrs. Auguste Becker	Germany.
Paul Suess	Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Mrs. Elli Schaefer, Mrs. Henriette Daniel, Mrs. Christina Abbel, Mrs. Henriette Suess, Miss Katharina Velten, Mrs. Henriette Schneider, Mrs. Auguste Becker and Paul Suess, and each of them, in and to the trust estate held by the Safe Deposit and Trust Company of Baltimore as Trustee under the will of William Suess, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the

Alien Property Custodian to return such property and interests or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10156; Filed, June 24, 1943;
2:02 p. m.]

[Vesting Order 1661]

ESTATE OF WILLIAM F. TAYLOR

In re: Estate of William F. Taylor, deceased; File D 38-1641; E. T. sec. 3236.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests herein-after described are property which is in the process of administration by the Clerk of the Essex County Orphans' Court, as depository acting under the judicial supervision of the Essex County Orphans' Court, of Essex County, New Jersey.

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Italy, namely,

National:	Last known address
Pearl Imperatori.....	Italy.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest, and claim of any kind or character whatsoever of Pearl Imperatori in and to the Estate of William F. Taylor, deceased.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall

not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10157; Filed, June 24, 1943;
2:02 p. m.]

[Vesting Order 1662]

ESTATE OF JOSEPH VERCELLI

In re: Estate of Joseph Vercelli, deceased; File D-38-1173; E. T. sec. 3737.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Albert E. Hill, Public Administrator, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Alameda;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Italy, namely,

Nationals:	Last known address
Luigi Vercelli.....	Italy.
Ballo Goglielema.....	Italy.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Italy; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Luigi Vercelli and Ballo Goglielema and each of them in and to the Estate of Joseph Vercelli, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof, shall be held in an ap-

propriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10158; Filed, June 24, 1943;
2:02 p. m.]

[Vesting Order 1663]

ESTATE OF GEORGE MICHAEL TROST

In re: Estate of George Michael Trost, deceased; File D-28-1505; E. T. sec. 242.

Under the authority of the Trading with the Enemy Act as amended, and Executive Order 9095 as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Christian Bertsch, Executor, R. F. D. #1, Carlton, Kansas, acting under the judicial supervision of the Probate Court of the State of Kansas, in and for the County of Dickinson;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals:	Last known address
Maria Trost.....	Dettingen O/A Urach, Wurttemberg, Germany.
Katharina Trost....	Dettingen O/A Urach, Wurttemberg, Germany.

(Children of Johan George Trost, deceased, brother of George Michael Trost, deceased.)

Johannes Trost.....	Dettingen O/A Urach, Wurttemberg, Germany.
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(Brother of George Michael Trost, deceased.)

Johannes Trost.....	Dettingen O/A Urach, Wurttemberg, Germany.
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Wilhelm Trost.....	Dettingen O/A Urach, Wurttemberg, Germany.
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Paulina Trost.....	Dettingen O/A Urach, Wurttemberg, Germany.
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Nationals—Con. Last known address

Loise Trost..... Dettingen O/A Urach, Wurttemberg, Germany.

Martha Trost..... Dettingen O/A Urach, Wurttemberg, Germany.

(Children of Johannes Trost.)

Joseph Trost..... Dettingen O/A Urach, Wurttemberg, Germany.

(Brother of George Michael Trost, deceased.)

Johanes Trost..... Dettingen O/A Urach, Wurttemberg, Germany.

Joseph Trost..... Dettingen O/A Urach, Wurttemberg, Germany.

Erwin Trost..... Dettingen O/A Urach, Wurttemberg, Germany.

Frida Trost..... Dettingen O/A Urach, Wurttemberg, Germany.

Rike Trost..... Dettingen O/A Urach, Wurttemberg, Germany.

(Children of Joseph Trost.)

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Maria Trost and Katharina Trost (children of Johan George Trost, deceased), Johanes Trost (brother of George Michael Trost, deceased), Johanes Trost, Wilhelm Trost, Paulina Trost, Loise Trost and Martha Trost (children of Johanes Trost), Joseph Trost (brother of George Michael Trost, deceased), Johanes Trost, Joseph Trost, Erwin Trost, Frida Trost and Rike Trost (children of Joseph Trost), and each of them, in and to the estate of George Michael Trost, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time

as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10159; Filed, June 24, 1943; 2:03 p. m.]

[Vesting Order 1864]

TRUST UNDER WILL OF JAMES S. WHITNEY

In re: Trust under the will of James S. Whitney, deceased; File D-66-535; E. T. sec. 3626.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

* Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by the Provident Trust Company of Philadelphia, Trustee, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National:

Mrs. Emma Whitney Wiese..... Germany.

And determining that—

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Mrs. Emma Whitney Wiese in and to the Trust Estate created under the will of James S. Whitney, deceased, under Power of Appointment in the will of Mary Lepnan Gifford Whitney, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian

a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 16, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10160; Filed, June 24, 1943; 2:03 p. m.]

[Vesting Order 817]

FRENCH NATIONAL RAILROADS

Re: The New York Branch of Societe Nationale des Chemins de Fer Francais, known as French National Railroads.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that Societe Nationale des Chemins de Fer Francais, a corporation organized under the laws of France, has a principal place of business in Paris, France, and is a national of a foreign country (France);

2. Finding that said company has an established branch office known as French National Railroads at New York, New York engaged in the conduct of business within the United States, and therefore, to that extent, is a business enterprise within the United States;

3. Finding therefore that the property described as follows:

All property of any nature whatsoever within the United States owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, said Societe Nationale des Chemins de Fer Francais or its New York branch known as French National Railroads,

is property of a business enterprise within the United States which is a national of a foreign country (France);

4. Having determined, and certified to the Secretary of the Treasury, that it is necessary in the national interest with respect to such business enterprise (a) to provide for the protection of the aforesaid property, and (b) to vest the same;

5. Having made all other determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise; and

6. Deeming it necessary in the national interest;

hereby (i) vests in the Alien Property Custodian the property described in subparagraph 3, hereof, to be held, used administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States, and (ii) undertakes the direction, management, supervision and control of the aforesaid New York branch to the extent deemed necessary or advisable from time to time by the undersigned.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof or to in-

dictate that compensation will not be paid in lieu thereof, or to vary the extent of such direction, management, supervision or control or to terminate the same, if and when it should be determined that any of such action should be taken.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on February 8, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10203; Filed, June 25, 1943;
10:56 a. m.]

[Vesting Order 1669]

ESTATE OF RUDOLPH APPELT

In re: Estate of Rudolph Appelt, deceased; File D-28-3953; E. T. sec. 6881.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interest hereinafter described in subparagraphs (a) and (b) are property which is in the process of administration by Walter H. Mierow, Executor, acting under the judicial supervision of the Superior Court of the State of Washington for Pierce County;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals:	Last known address
Ernst Appelt.....	Germany (Sudetengau)
Rudolph Appelt.....	Germany (Sudetengau)
Otto Appelt.....	Germany (Sudetengau)
Bertha Appelt.....	Germany (Sudetengau)
Anna Wagner.....	Germany (Sudetengau)
Rudolph Iichman.....	Germany (Sudetengau)
Robert Iichman.....	Germany (Sudetengau)

(3) The property and interest described in subparagraph (b) are property within the United States owned by nationals of a designated enemy country, Germany, namely,

Nationals:	Last known address
Ernst Appelt.....	Germany (Sudetengau)
Rudolph Appelt.....	Germany (Sudetengau)
Otto Appelt.....	Germany (Sudetengau)
Bertha Appelt.....	Germany (Sudetengau)
Anna Wagner.....	Germany (Sudetengau)
Rudolph Iichman.....	Germany (Sudetengau)
Robert Iichman.....	Germany (Sudetengau)

And determining that—

(4) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

(a) All right, title, interest and claim of any kind or character whatsoever of Ernst Appelt, Rudolph Appelt, Otto Appelt, Bertha Appelt, Anna Wagner, Rudolph Iichman and Robert Iichman and each of them in and to the Estate of Rudolph Appelt, deceased.

(b) All that real property, together with all fixtures, improvements and appurtenances thereto, subject to recorded liens and encumbrances and other rights of record, situated in the County of Pierce, State of Washington, and particularly described as follows:

Lots 1 and 2, Block 2905, Oakland Addition to Tacoma, W. T.

Lots 5 and 6, Block 2706, Supplementary Plat of Oakland Addition to Tacoma, W. T.

Lots 7 and 8, Block 3728, Amendatory map of Howard Carr's Addition, Howard Carr's 2nd Addition and a Certain Part of New Tacoma.

Lot 10, Block 7820, The Tacoma Land Company's First Addition to Tacoma, W. T., subject to real estate contract to Anna Gorse dated October 1, 1942, balance due on contract as of March 1, 1943, \$553.33.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Dated: June 18, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 43-10204; Filed, June 25, 1943;
10:56 a. m.]

OFFICE OF PRICE ADMINISTRATION.

Regional Office Orders.

[Region VII Order G-3]

BITUMINOUS COAL IN TELLER COUNTY, COLORADO

Order No. G-3 issued under § 1340.257
(b) (3) of Maximum Price Regulation

No. 122; solid fuels delivered from facilities other than producing facilities—dealers;

Order modifying maximum prices for certain bituminous coal sold in the Cripple Creek-Victor area of Teller County, Colorado (formerly Order No. 3).

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator by § 1340.257 (b) (3) of Maximum Price Regulation No. 122, It is hereby ordered, That the maximum prices established by § 1340.261 of Maximum Price Regulation No. 122, for the commodities and transactions listed below, be modified as hereinafter provided:

(a) Maximum prices for sales of bituminous coal produced in Fremont County, State of Colorado, in sub-district 2 of District 17 as defined in the Bituminous Coal Act of 1937 as Amended, and delivered in the Cripple Creek-Victor area of Teller County, Colorado, by persons subject to Maximum Price Regulations No. 122, shall be, with the exceptions stated below, as follows:

	Per ton
3" Bituminous lump.....	\$10.00
1½ x 0" Bituminous stoker coal.....	6.90

(b) Exceptions. (1) These prices shall not apply to sales of bituminous coal delivered to the purchaser from a mine or preparation plant in a truck or wagon owned by or subject to control of the producer of the bituminous coal, or of a distributor thereof, such sales being subject to Maximum Price Regulation No. 120.

(2) Any seller who has established maximum prices under Maximum Price Regulation No. 122 that are higher than the price fixed by this order may continue to sell at such higher established maximum prices and the same shall not be modified or superseded by this order.

(3) There may be added to the maximum prices established by this order the exact amount per net ton of all railroad freight rate increase actually incurred as a result of the order of the Interstate Commerce Commission of March 18, 1942, in Interstate Commerce Commission ex parte No. 148.

(4) Adjustment for dealers. The dealer may add to the price fixed by this order for bituminous lump and stoker coal as above specified any increased cost he hereinafter currently pays his supplier for the same solid fuel over the highest cost per ton he paid for such fuel f. o. b. mine or producing facility during the period of December, 1942: Provided however, That within ten days after any seller subject to this order has adjusted upward his maximum price for bituminous lump and stoker coal upon the ground that a mine cost increase has occurred, he shall report to the Regional Office of the Office of Price Administration the new price so determined, together with a full and complete statement as to the manner in which he computed the same, and a written statement by his supplier certifying over his signature that such increase in mine cost has actually occurred.

(c) *Definitions.* "Cripple Creek-Victor area of Teller County, Colorado," means all that area lying within the boundaries of a line drawn north and south through a point ten miles west of the corporate limits of the municipality of Cripple Creek and south of a line drawn east and west through a point five miles north of the corporate limits of the municipality of Cripple Creek and west of a line drawn north and south through a point five miles east of the corporate limits of the municipality of Victor and bounded on the south by the Teller and Fremont county boundary line.

(d) This order may be revoked, modified or amended by the Price Administrator or Regional Administrator at any time.

(e) Sellers affected by this order shall not change their customary allowances, discounts or other established price differentials unless such change results in a lower price.

(f) This order becomes effective December 21, 1942, at 12:01 o'clock a. m.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 19th day of December 1942.

CLEM W. COLLINS,
Regional Administrator.

[F. R. Doc. 43-10182; Filed, June 25, 1943;
9:42 a. m.]

[Region VII, Order G-4]

BITUMINOUS COAL IN SALMON, IDAHO, AREA

Order No. G-4 under § 1340.257 (b) (3) of Maximum Price Regulation No. 122, solid fuels delivered from facilities other than producing facilities—dealers; order modifying maximum prices for certain bituminous coal sold in the Salmon, Idaho, Area (formerly Order No. 4).

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator by § 1340.257 (b) (3) of Maximum Price Regulation No. 122: *It is hereby ordered*, That the maximum prices established by § 1340.261 of Maximum Price Regulation No. 122, for the commodities and transactions listed below, be modified as hereinafter provided:

(a) Maximum prices for sales of bituminous coal produced in sub-district 1 of District 20 as defined in the Bituminous Coal Act of 1937 as amended, and delivered by dealers in the Salmon, Idaho, area by persons subject to Maximum Price Regulation No. 122, shall be, with the exceptions stated below, as follows:

	<i>Per ton</i>
3" x 10" Bituminous stove coal.....	\$14.60
1" Dust-proof slack coal.....	12.75

(b) *Exceptions.* (1) These prices shall not apply to sales of bituminous coal delivered to the purchaser from a mine or preparation plant in a truck or wagon owned by or subject to control of the producer of the bituminous coal, or of a distributor thereof, such sales being subject to Maximum Price Regulation No. 120.

(2) Any seller who has established maximum prices under Maximum Price Regulation No. 122 that are higher than the prices fixed by this order may continue to sell at such higher established maximum prices and the same shall not be modified or superseded by this order.

(3) There may be added to the maximum prices established by this order the exact amount per net ton of all railroad freight rate increase actually incurred as a result of the order of the Interstate Commerce Commission of March 18, 1942, in Interstate Commerce Commission ex parte No. 148.

(4) *Adjustment for dealers.* The dealer may add to the price fixed by this order for bituminous 3 x 10" Stove coal and 1" dust-proof Slack coal any increased cost hereinafter he currently pays his supplier for the same solid fuel over the highest cost per ton he paid for such fuel f. o. b. mine or producing facility during the period of December, 1942: *Provided, however*, That within ten days after any seller subject to this order has adjusted upward his maximum price for bituminous 3 x 10" bituminous Stove coal and 1" dust-proof Slack coal upon the ground that a mine cost increase has occurred, he shall report to the Regional Office of the Office of Price Administration the new price so determined, together with a full and complete statement as to the manner in which he computed same, and a written statement by his supplier certifying over his signature that such increase in mine cost has actually occurred.

(c) *Definitions.* "The Salmon, Idaho, area" means all that area lying within the boundaries of the municipality of Salmon, Idaho, and a distance of 25 miles from the nearest point in said municipal boundary.

(d) This order may be revoked, modified or amended by the Price Administrator or Regional Administrator at any time.

(e) Sellers affected by this order shall not change their customary allowances, discounts or other established price differentials unless such change results in a lower price.

(f) This order becomes effective January 2, 1943 at 12:01 o'clock a. m.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 31st day of December 1942.

CLEM W. COLLINS,
Regional Administrator.

[F. R. Doc. 43-10183; Filed, June 25, 1943;
9:41 a. m.]

[Region I Order G-25]

NEW STAVE POTATO BARRELS IN AROOSTOOK COUNTY, MAINE

Order No. G-25 Under § 1499.18 (c), as amended, of the General Maximum Price Regulation.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1499.18 (c)

of the General Maximum Price Regulation, as amended by Amendment 33; *It is hereby ordered*:

(a) The maximum prices established by § 1499.2 of the General Maximum Price Regulation for new stave potato barrels, as defined in paragraph (b) hereof, sold and delivered in Aroostook County, Maine, by manufacturers thereof are modified so that the maximum prices for such barrels, shall be as follows:

	<i>Each</i>
Stave potato barrel, nailed.....	\$1.20
Stave potato barrel, unnailed.....	1.10
Stave tongue and groove potato barrel, nailed.....	1.25
Stave tongue and groove potato barrel, unnailed.....	1.15

(b) As used in this order, the following terms shall have the following meanings:

(1) "Stave potato barrel, nailed" shall mean a potato barrel without tongue and groove which satisfies all the specifications listed under Specifications I and II in Appendix A hereof.

(2) "Stave potato barrel, unnailed" shall mean a potato barrel without tongue and groove which satisfies all the specifications listed under Specifications I and III in Appendix A hereof.

(3) "Stave tongue and groove potato barrel, nailed" shall mean a tongue and groove potato barrel which satisfies all the specifications listed under Specifications I and II in Appendix A hereof.

(4) "Stave tongue and groove potato barrel, unnailed" shall mean a tongue and groove potato barrel which satisfies all the specifications listed under Specifications I and III in Appendix A hereof.

(c) The maximum prices established by this order shall be f. o. b. point of manufacture: *Provided, however*, That no manufacturer shall require any purchaser, and no purchaser shall be permitted, to pay a larger proportion of transportation costs incurred in the delivery of barrels covered hereby, than the manufacturer required purchasers of the same class to pay during March 1942 on deliveries of such barrels.

(d) This order applies to all sales pursuant to which the buyer receives physical delivery within Aroostook County, Maine.

(e) The maximum prices for stave potato barrels, other than those for which maximum prices are established by this order, shall be governed by the General Maximum Price Regulation or other applicable price regulation.

(f) Manufacturers of new stave potato barrels for which maximum prices are established by this order shall continue to offer their customary allowances, discounts, or other price differentials which were in effect during March 1942.

(g) No additional charges of any kind may be added to the maximum prices established by this order.

(h) Lower prices for new stave potato barrels covered by this order may be charged, offered, remanded, or paid.

(i) This order may be revoked, amended, or corrected at any time.

(j) Unless the context otherwise requires, the definitions set forth in the General Maximum Price Regulation shall apply to the terms used herein.

This order shall become effective May 24, 1943, at 12:01 a. m. Issued this 18th day of May 1943.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

K. B. BACKMAN,
Regional Administrator.
Region I.

APPENDIX A
SPECIFICATIONS
I

1. Staves:
 - a. Number: not less than 14 nor more than 17 per barrel.
 - b. Dimensions: not less than $\frac{3}{8}$ " in thickness, not more than $\frac{1}{2}$ " in width.
 - c. Knots: no knots in bulge covering over $\frac{1}{2}$ width of stave. Bulge shall be considered to be the portion of the stave between the central hoops.
 - d. Wood: cedar, spruce or material of equivalent serviceability.
2. Hoops:
 - a. Number: not less than 6 per barrel.
 - b. Wood: ash or elm.
 - c. Condition: must be without splits after barrel is completely coopered.
3. Heads or Bottoms:
 - a. Condition: must be sound, well made, and reasonably free from knots and rot.
 - b. Dimensions: not more than $\frac{3}{4}$ " thick.
 - c. Each barrel must have a capacity of 12 pecks.

II

- "Nailed barrel" shall:
- a. Have each hoop nailed to each stave with at least 2 nails, with the exception that 1 nail will be sufficient through each hoop when a stave is less than 2" in width.
 - b. Have at least ten (10) $\frac{1}{4}$ " #14 gauge barrel nails driven through staves straight into head (or bottom).
 - c. Be reinforced with cants, cleats, or blocks, well fitted to entire circumference of chime, and each such cant, cleat, or block, shall be firmly nailed to head (or bottom) and staves, with at least 3 large nails.
 - d. Have all exposed nail ends thoroughly clinched.

III

- "Unnailed barrel" shall:
- a. Be completely and firmly assembled.
 - b. Contain at least 4 nails in each hoop, with at least one nail through all, or nearly all, staves.
 - c. Contain at least 6 large nails in head (or bottom).

[F. R. Doc. 43-10180; Filed, June 25, 1943; 9:39 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-742]

INTERSTATE POWER COMPANY AND EASTERN IOWA ELECTRIC COMPANY

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 23d day of June, A. D. 1943.

Notice is hereby given that an application and declaration have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Interstate Power Company

(Del.), a registered holding company, and its subsidiary, Eastern Iowa Electric Company, both of which are subsidiary companies of Ogden Corporation, also a registered holding company; and

Notice is further given that any interested persons may, not later than July 8th, 1943, at 5:30 p. m., e. w. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application and declaration, as filed or as amended, may become effective or may be granted, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said Act or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania.

All interested persons are referred to said application and declaration, which are on file in the office of said Commission for a statement of the transactions therein proposed, which are summarized below:

Interstate Power Company (Del.) proposes to acquire, from some nine individuals, 60 shares of common stock of Eastern Iowa Electric Company, constituting all of the outstanding securities of such company other than the 90 shares of common stock presently held by Interstate Power Company (Del.) for \$94,320 or \$1.572 per share. Eastern Iowa Electric Company will transfer all of its assets and liabilities to Interstate Power Company and will thereafter dissolve. Interstate Power Company (Del.) states that said assets to the extent that they constitute "additional property" under the mortgage will be pledged under its First Mortgage and Deed of Trust with The Chase National Bank of the City of New York and George A. Kinney, as Trustees (Carl E. Buckley, Successor Individual Trustee), which mortgage secures such company's outstanding First Mortgage 5% Bonds, due 1957.

Sections 9, 10, 12 (c) and 12 (f) of the Act and Rules U-42, U-43 and U-46 promulgated thereunder have been designated as being applicable to the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 43-10143; Filed, June 24, 1943; 12:27 p. m.]

[File No. 70-744]

INTERSTATE POWER COMPANY

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 23d day of June, A. D. 1943.

Notice is hereby given that an application or declaration (or both) has been filed with this Commission pursuant to

the Public Utility Holding Company Act of 1935 by Interstate Power Company (Del.), a registered holding company and a subsidiary of Ogden Corporation, also a registered holding company; and

Notice is further given that any interested persons may, not later than July 8th, 1943 at 5:30 p. m., e. w. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application or declaration, as filed or as amended, may become effective or may be granted, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said Act or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania.

All interested persons are referred to said application or declaration, which is on file in the office of said Commission for a statement of the transaction therein proposed, which is summarized below:

Interstate Power Company (Del.) proposes to sell all its investments in its wholly-owned subsidiary, Interstate Power Company of North Dakota, consisting of (a) \$75,000 principal amount of First Mortgage 5% Bonds, due 1957, (b) 314 shares of capital stock, par value \$100, and (c) an open account in the aggregate amount of \$99,438.84 plus additions to or repayments of at the date of closing, to Otter Tail Power Company, a nonaffiliated public utility company, for \$125,000 cash. It is stated that the proposed sale will not be finally effective until the purchaser has authority from the Public Service Commission of North Dakota to acquire said securities and from said Public Service Commission and the Federal Power Commission to liquidate said Interstate Power Company of North Dakota and thus acquire all of its assets.

Section 12 (d) of the Act and Rule U-44 have been designated as being applicable to the proposed transaction.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 43-10142; Filed, June 24, 1943; 12:27 p. m.]

[File No. 812-241]

THE TONOPAH MINING COMPANY OF NEVADA

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23d day of June, A. D. 1943.

An application under section 3 (b) (2) of the Investment Company Act of 1940 having been filed with the Commission on December 4, 1941, and a supplemental application having been filed with the Commission on June 18, 1943, by The Tonopah Mining Company of Nevada for an order adjudging it to be excepted

from the definition of an investment company contained in the Investment Company Act of 1940 on the ground that it is primarily engaged in a business other than that of investing, reinvesting, owning, holding or trading in securities:

It is ordered, pursuant to section 40 (a) of said Act, that a hearing on the aforesaid applications to be held on July 2, 1943, at 10:00 a. m., e. w. t., in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania;

It is further ordered, That Robert P. Reeder, Esquire, shall preside at the hearing on such applications. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the applicant and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 43-10144; Filed, June 24, 1943;
12:27 p. m.]

[File No. 59-10]

NORTHERN NATURAL GAS CO.

ORDER GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23rd day of June, A. D., 1943.

In the matter of the North American Company and subsidiary companies, respondents.

The Commission having by an order dated April 14, 1942, entered in the above styled and numbered matter pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 directed Northern Natural Gas Company, a registered holding company and one of the respondents in said matter, to sever its relationship with Argus Natural Gas Company by disposing of its direct and indirect ownership and control of the securities issued and properties owned by said company, and having by the terms of said order reserved jurisdiction to enter such further orders as it might deem necessary and appropriate; and said order having been modified by an order of April 9, 1943, which in substance permitted Northern Natural Gas Company to retain in its system in an appropriate manner not in contravention of the applicable provisions of the Act the transmission facilities of Argus Natural Gas Company; and

The respondent, Northern Natural Gas Company, having filed an application pursuant to section 11 (c) of said Act for an extension of time for a period of one year within which to comply with

said order of April 14, 1942, as modified; and

The Commission having found that Northern Natural Gas Company has been unable in the exercise of due diligence to comply with said order within the initial statutory period of one year from the date thereof, and that the requested extension of time is necessary and appropriate in the public interest and for the protection of investors;

It is ordered, That Northern Natural Gas Company be and it is hereby granted an additional period of one year from April 14, 1943, within which to comply with said order of April 14, 1942 as modified by the order of April 9, 1943.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 43-10188; Filed, June 25, 1943;
9:52 a. m.]

[File Nos. 59-39, 54-50, 59-10]

NORTH AMERICAN LIGHT & POWER COMPANY, ET AL.

ORDER GRANTING MOTION FOR LEAVE TO AMEND STATEMENT OF CLAIMS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of June 1943.

In the matter of North American Light & Power Company, Holding-Company System and The North American Company, File No. 59-39; North American Light & Power Company, File No. 54-50; The North American Company, et al., File No. 59-10.

Illinois Iowa Power Company, having filed herein on May 13, 1943, a motion for leave to amend its statement of claims heretofore filed in these proceedings and having filed a verified amendment to statement; and

The Commission having examined said amendment to statement, having considered the memorandum on behalf of The North American Company in opposition to said motion of Illinois Iowa Power Company and being fully advised in the premises;

It is ordered, That the said motion be and hereby is granted and that Illinois Iowa Power Company be and is hereby granted leave to amend its statement of claims forthwith;

It is further ordered, That Illinois Iowa Power Company file with the Commission proof of service on The North American Company of its amendment to statement heretofore filed herein on May 13, 1943;

It is further ordered, That The North American Company file herein within twenty days after service upon it of the amendment to statement of Illinois Iowa Power Company, an answer either admitting or denying each material allegation contained in said amendment to statement and in the statement of claims heretofore filed in these proceedings by said Illinois Iowa Power Company and asserting any additional matters by way of defense or counter-claim;

It is further ordered, That all the evidence heretofore received or hereafter to be taken in these proceedings be considered as evidence with respect to the statement of claims, as amended, and with respect to any answer which The North American Company may subsequently file as herein provided.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 43-10189; Filed, June 25, 1943;
9:52 a. m.]

[File No. 68-17]

INTERNATIONAL UTILITIES CORP.

MEMORANDUM OPINION AND ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 24th day of June, A. D. 1943.

In the matter of Stanley Stanger, Gordon C. Liersch and Edward W. Smith as Protective Committee for Class A Stockholders of International Utilities Corporation, File No. 68-17.

Simplification of holding company system, solicitations; declaration filed by Protective Committee to solicit one class of stockholders in connection with section 11 proceedings permitted to become effective, the Commission finding no basis for adverse findings under section 12 (e) and Rule U-62 promulgated thereunder.

Stanley Stanger, Gordon C. Liersch, and Edward W. Smith have filed a declaration and amendment thereto pursuant to the Public Utility Holding Company Act of 1935 regarding the solicitation of Class A stockholders of International Utilities Corporation, a registered holding company, to represent such stockholders in any proceedings before the Commission under section 11 (b) (2) or section 11 (e) of the Act or in any proceedings consequent thereon relating to International.

After appropriate public notice, a hearing was held upon the declaration. We have examined the record and make the following findings:

We have previously ordered, pursuant to section 11 (b) (2), that International terminate its existence in a manner consistent with the provisions of the Act. International has filed a plan under section 11 (e), providing for the termination of its existence by means of its merger into its subsidiary company, Dominion Gas and Electric Company. It may be noted that International has four classes of securities outstanding, \$3.50 Prior Preferred Stock, \$1.75 Preferred Stock, Class A Common, and Class B Common. The declarants propose to represent Class A stockholders so that concerted action may be taken for their protection. It is contemplated that such action will involve an analysis of and suggested alterations and modifications of the plan.

Stanley Stanger, Chairman of the Committee, is Chairman and Corporate

Trust Officer of Guardian Trust Company of Montreal, Canada. Guardian Trust Company is a trustee and administrator of estates. It does no banking business. Neither Stanger nor the Guardian Trust Company own any securities of International or of its subsidiaries, through some of the estates managed by the Trust Company own a few hundred shares of Class A stock.

Edward W. Smith is Vice-President and Treasurer of the Clinton Trust Company, New York City. Smith, the Trust Company, and the trust estates managed by the bank do not own any securities of International or of its subsidiaries. Smith is serving on the Committee at the request of Stanger.

Gordon C. Liersch is a member of the Montreal brokerage firm of C. J. Hodgson & Company. Neither Liersch nor Hodgson & Company own any securities of International or its subsidiary. Some of their clients own International's Class A and Class B common shares.

The stockholders who authorize the declarants to represent them are not to be liable for any fees or expenses of the Committee. Declarants expect to apply for payment or reimbursement by International of such fees and expenses, subject to our review and determination. Whether declarants should be compensated for their services and reimbursed for fees and expenses incurred, and to what extent, are issues, therefore, which may be presented to us at a later time. Upon presentation of such issues, the burden of proof will rest upon declarants.

We find that the proposed solicitation and the written material to be sent to stockholders in connection therewith meet the requirements of Rule U-62 and we make no adverse finding in regard to such solicitation under section 12 (e) of the Act.

It is therefore ordered, That said declaration, as amended, be and it hereby is permitted to become effective forthwith, subject, however, to the terms and conditions prescribed in Rule U-24, and to the further conditions set forth in Rule U-62 (g).

By the Commission.

[SEAL] ORVAL L. DuBois,
Secretary.

[F. R. Doc. 43-10190; Filed, June 25, 1943;
9:53 a. m.]

[File Nos. 70-732, 70-560]

NEW BEDFORD GAS AND EDISON LIGHT COMPANY

ORDER GRANTING APPLICATION—EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 24th day of June 1943.

New Bedford Gas and Edison Light Company, a subsidiary of New England Gas and Electric Association, a registered holding company, having filed an application pursuant to the Public Utility Holding Company Act of 1935, par-

No. 126—6

ticularly section 6 (b) thereof, regarding the following transaction:

New Bedford Gas and Edison Light Company proposes to issue and sell \$750,000 principal amount Serial Notes, Fourth Series, 3%, dated as of June 1, 1943, and maturing May 31, 1958.

New Bedford has presently outstanding indebtedness aggregating \$1,050,000 owing to The First National Bank of Boston, represented by notes maturing on June 30, 1945. The company now desires to fund a portion of the above \$1,050,000 indebtedness and proposes to do so by paying off \$750,000 principal amount of such notes with the proceeds to be obtained through the issue and sale of \$750,000 principal amount of serial notes. The serial notes to be issued will be sold privately to The Life Insurance Company of Virginia, National Life Insurance Company, and Phoenix Mutual Life Insurance Company in equal principal amounts of \$250,000, at 102.44% of the principal amount, plus accrued interest to date of delivery.

By order dated July 6, 1942 (File No. 70-560), the Commission granted the application of New Bedford Gas and Edison Light Company for exemption from the provisions of section 6 (a) of the Act of the issue and sale of unsecured notes to The First National Bank of Boston in the aggregate sum of \$2,000,000, such notes to be issued from time to time but in any event prior to June 30, 1943. Due to conditions arising from the effects of the war, the program as originally contemplated has been delayed, and to date but \$1,050,000 has been borrowed. In order that the company may finance that part of the program remaining uncompleted the company has requested that the time within which it may borrow funds from The First National Bank of Boston be extended from June 30, 1943 to December 31, 1943.

The transactions herein proposed were expressly authorized by the Department of Public Utilities of the Commonwealth of Massachusetts by an order dated May 12, 1943.

Said application having been filed on May 29, 1943, and notice of such filing having been duly given in the manner prescribed by Rule U-23, promulgated pursuant to said Act, and the Commission not having received a request for hearing with respect to said application within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to the said application under section 6 (b) of said Act that the requirements of said section have been satisfied, and deeming it appropriate that the time within which the applicant may borrow funds from The First National Bank of Boston be extended to December 31, 1943;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said Act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application pursuant to section 6 (b) of said Act be and hereby

is granted forthwith, and that the time within which the applicant may borrow funds from The First National Bank of Boston, as set forth in the said order of July 6, 1942, be extended to December 31, 1943.

By the Commission. (Commissioner Healy dissenting for the reasons set forth in his memorandum dated April 1, 1940.)

[SEAL]

ORVAL L. DuBois,
Secretary.

[F. R. Doc. 43-10191; Filed, June 25, 1943;
9:53 a. m.]

[File Nos. 70-740, 70-741, 70-743, 70-746]

UTILITIES EMPLOYEES SECURITIES COMPANY, ET AL.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the city of Philadelphia, Pa., on the 24th day of June, 1943.

In the matter of Utilities Employees Securities Company, File No. 70-740; Stanley Clarke, Trustee of Associated Gas and Electric Company, Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, General Gas & Electric Corporation, Associated Utilities Corporation, File No. 70-741; New England Gas and Electric Association, File No. 70-743; Noel T. Dowling, James V. Gilloon, Jr., Joseph A. Shields, Trustees under Pension Trust Agreement dated December 14, 1937, as amended, File No. 70-746.

Notice is hereby given that joint declarations and applications have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Utilities Employees Securities Company (Uesco), a subsidiary of Associated Gas and Electric Company, Associated Gas and Electric Corporation, and Associated Utilities Corporation, registered holding companies, by Stanley Clarke, as Trustee of Associated Gas and Electric Company (Ageco), Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation (Agecorp), Associated Utilities (Aucorp), General Gas & Electric Corporation (Gengas), and New England Gas and Electric Association (Negas), all registered holding companies, and Noel T. Dowling, James V. Gilloon, Jr., and Joseph A. Shields, as Trustees under Pension Trust Agreement Dated December 14, 1937, As Amended (Pension Trustees), a subsidiary of Ageco. All interested persons are referred to said documents which are on file in the office of this Commission for a statement of the transactions therein proposed. The filings are summarized as follows:

Uesco, a subsidiary of registered holding companies and a registered investment company under the Investment Company Act of 1940, was incorporated in 1931 for the purpose, among other things, of providing an investment medium for employees in the Associated Gas and Electric system and affiliates thereof. Virtually all employees of com-

panies in the so-called Associated Gas & Electric system agreed to make installment purchases of income bonds or income notes of Uesco; for this purpose the employees gave written authorization to their respective employers to make periodic deductions from their salaries and to pay over the sums thus deducted to Uesco. The employers, in turn, agreed to, and did, contribute 33 1/3 cents for each dollar thus paid to Uesco for the account of employees. This was the so-called Uesco plan. Certain subsidiary companies of Negas adopted a similar plan under which New England Capital Corporation was the investing company. In 1934 New England Capital Corporation became a subsidiary of Uesco; in 1938 Uesco acquired the assets of the New England Capital Corporation, assuming its liabilities. New England Capital Corporation was dissolved in 1939. The amounts of the contributions made by the various employing entities to Uesco and New England Capital Corporation aggregated \$3,929,238.12.

As at May 31, 1943 the portfolio of Uesco consisted of investments with a total principal amount or stated value of \$40,816,055, which investments had a book cost of \$15,844,962. On the basis of bid prices as at May 29, 1943, the market value of this portfolio was \$14,380,324. The major portion of the portfolio, at the above date, consisted of debt securities of Ageco and Agecorp in the total principal amount of \$36,045,355. These securities were carried at book cost of \$11,529,450 and had a market value, as at May 29, 1943, of \$9,750,830. The principal holdings of Ageco securities consist of 4 1/2% and 5% sinking fund income debentures, due 1986, and 5 1/2% investment certificates, due 1943. The principal holdings of Agecorp securities consist of 8% bonds due 1940, and various series of income debentures due 1973 and 1978. Uesco is the largest single creditor of Ageco and of Agecorp.

As at May 31, 1943, the following securities of Uesco were outstanding:

Income notes and bonds.....	\$7,279,274.50
New England Capital Corporation bonds.....	783,300.00
Common stock (stated value).....	100,000.00
Class A stock (stated value).....	2,093,700.00
\$5 preferred stock (stated value).....	1,625,400.00

The bonds and notes are largely held by employees or former employees of the Associated Gas and Electric and the Negas systems; the common stock is held by the Pension Trustees; the Class A stock by Aucorp and Negas; and the preferred stock by Aucorp, Gengas, and Negas.

Claims based upon its holdings of Ageco and Agecorp securities have been filed by Uesco against the respective estates of Ageco and Agecorp in the proceedings for the reorganization of Ageco and Agecorp, pending in the United States District Court for the Southern District of New York. Objections to these claims have been filed by the Ageco Trustee and the Agecorp Trustees. Furthermore, an action has been instituted by the Ageco Trustee against Uesco in the United States District Court for the District of Delaware. No hearings have

been held upon the claims filed by Uesco or the objections thereto, and the time for Uesco to answer the complaint of the Ageco Trustee above mentioned has been extended by stipulation. In addition to these pending matters, there are issues in controversy between Uesco and the Pension Trustees, on the one hand, and the other parties to the agreement (other than Ageco and Agecorp), on the other.

On June 4, 1943, an agreement was entered into by and between Uesco, Ageco, Agecorp, Pension Trustees, Negas, Gengas, and Aucorp, premised on the belief of the parties that "a judicial determination of the merits of Uesco's claims and the objection thereto may entail protracted and expensive litigation, the delay and expense of which would be detrimental to the interest of the security holders" of the various companies involved and that "a compromise . . . will enhance the value of the respective estates of" Ageco and Agecorp, "will materially assist the efficient and economical operation of the companies comprising the so-called Associated Gas and Electric and New England Gas and Electric systems, will make possible early redemption of the Uesco funded debt, and will accomplish the Uesco welfare purposes". The compromise agreement and the various transactions, approval of which is specifically sought of the Commission, consist of the following:

1. Surrender by Uesco to Ageco and Agecorp for cancellation and retirement of 14.5521%, computed to the nearest \$1,000 of the principal amount, of each issue of the securities of Ageco and Agecorp held by Uesco, with exception of interest bearing scrip. The total principal amount of the securities thus to be surrendered is \$5,221,000.

2. Sale by Uesco to Negas for cash of \$118,000 principal amount of Negas 5% debentures, due 1948, and \$401,000 principal amount of Negas 5% debentures, due 1950, "at the average bona fide closing bid and asked prices on the New York Curb Exchange for identical securities on a date to be drawn by lot from the first thirty days after the effective date of the agreement".

3. Liquidation by Uesco of all the other securities in its portfolio, other than the remaining securities it will hold of Ageco and Agecorp.

4. Not later than 90 days after the effective date of the agreement, Uesco, using for that purpose the proceeds of its assets other than its holdings of securities of Negas, Ageco, or Agecorp, is to

(a) Pay or provide for the payment of all its proper expenses, taxes, liabilities and obligations;

(b) Pay and redeem, or make provision for the payment and redemption of, all the outstanding New England Capital Corporation debentures.

5. Not later than 90 days after the effective date of the agreement, Uesco shall pay or make provision for the payment of its outstanding income bonds and notes, pursuant to the terms of the indenture under which said income bonds and notes were issued. The manner in which payment is proposed to be made is not specifically set forth, except as it is provided that payment may be

made in cash or by the distribution of Ageco or Agecorp securities.

6. Upon payment in full of its obligations, Uesco will surrender for cancellation and retirement an additional 2.2194% computed to the nearest thousand dollar of each issue of Ageco-Agecorp securities, if any, still held by Uesco, with the exception of interest bearing scrip. The total principal amount of the securities thus to be surrendered is \$794,000.

7. Payment of the sum of \$100,000 in cash by Uesco to the Pension Trustees.

8. Uesco is to acquire for cancellation all of the outstanding \$5.00 preferred stock, Class A, and common stock from Aucorp, Gengas, Pension Trustees, and Negas, without cost to Uesco.

9. Uesco will then dissolve.

10. All surplus assets remaining upon dissolution will be turned over to Noel T. Dowling, as Welfare Trustee. These assets, or the proceeds thereof, will be distributed by him to the various companies in the Associated Gas and Electric and Negas systems in stated proportions, upon the establishment by such distributee companies of employee pension, insurance or welfare programs as specified in the agreement, to be used by them for these specified pension, insurance or welfare purposes.

11. In the event of the unavailability of Noel T. Dowling the agreement provides that a successor shall be designated by the board of directors of Uesco, or if Uesco shall theretofore have been dissolved, by a majority of the individuals comprising such board at the time of the dissolution of Uesco: *Provided*, That such designation shall become effective only with the written consent of the various parties to the agreement other than Uesco.

12. From and after the effective date of the agreement, Noel T. Dowling, or his successor, is to exercise the right to vote upon any plan or plans for the reorganization of Ageco and/or Agecorp inuring to the unsundered Ageco-Agecorp securities of Uesco. The contract also provides that each of the distributee companies is to give an irrevocable written authorization to Noel T. Dowling, or his successor, to vote upon any plan or plans for the reorganization of Ageco or Agecorp by virtue of the Ageco-Agecorp securities delivered to it, or subject to the order of such distributee company, and also an undertaking that such distributee company shall not transfer any of its Ageco-Agecorp securities to an associate company or an affiliated company, or to another distributee company without first obtaining therefrom a similar authorization or undertaking in favor of Noel T. Dowling.

13. The compensation of Noel T. Dowling, or his successor, shall be at the rate of \$6,000 per annum, provided that he may apply for additional compensation "for such extraordinary services as may have been rendered by him in the performance of his duties." He shall be entitled to retain counsel and to employ such other persons as he may deem necessary at an aggregate cost not to exceed \$100,000 for the two-year

period subsequent to the effective date of the agreement.

Applicants-declarants represent that sections 9, 10, 12 (c), 12 (d), and 12 (f) and Rules U-42 and U-43 are applicable to the transactions for which approval is sought.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said matters and said declarations shall not become effective nor said applications be granted except pursuant to further order of this Commission; and

It further appearing to the Commission that the issues presented by the various filings involve common questions of law and fact and should be consolidated and heard together;

It is ordered, That the proceedings in the several matters be and they hereby are consolidated and that a consolidated hearing under the applicable provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder be held on July 16, 1943, at 10 a. m., e. w. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia (3), Pennsylvania, in such room as the hearing room clerk in room 318 will at that time advise. At such hearing cause shall be shown why such declarations and applications shall become effective and shall be granted. All persons desiring to be heard and otherwise participate in the proceedings should notify the Commission in the manner provided by its rules of practice, Rule XVII, on or before July 12, 1943.

It is further ordered, That William W. Swift, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said Act and to a Trial Examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said declarations and applications otherwise to be considered in this proceeding, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the compromise of the claims between Uesco and Ageco and Agecorp and the other parties to the agreement is fair and equitable;

2. Whether the contributions of securities by Uesco to Ageco and Agecorp are in the public interest and in the interest of investors of both Uesco and Ageco and Agecorp and whether the contribution of securities in the amounts specified is reasonable;

3. Whether the acquisition of its debentures by Negas is in the public interest and in the interest of investors of Negas and whether the consideration to be paid by Negas is fair and reasonable;

4. Whether the Pension Trustees are entitled to receive the sum of \$100,000

in cash upon the cancellation of the common stock of Uesco;

5. Whether the provisions of the agreement in regard to distributions to employer companies are fair and equitable to (a) such companies, (b) the employees of such companies, (c) former companies in the Associated Gas and Electric and Negas systems and their employees, and (d) to Ageco-Agecorp and the investors thereof;

6. Whether the provisions designating Noel T. Dowling as Welfare Trustee and providing for his compensation and the compensation of his attorneys or employees are appropriate;

7. Whether it is in the public interest and the interest of the investors of Ageco and Agecorp that Noel T. Dowling or his successor should exercise any of the voting privileges which may inure to the securities of Ageco and Agecorp presently owned by Uesco, or any securities which may be issued in exchange therefor as a result of the reorganization of Ageco and Agecorp;

8. Whether, and to what extent, the proposed agreement may become effective or be performed in advance of approval of a plan for the reorganization of Ageco and Agecorp (File No. 52-22);

9. Generally, whether the various transactions proposed and the agreement entered into among the parties meet the standards and requirements of the Public Utility Holding Company Act of 1935 and of the Investment Company Act of 1940, and the rules, regulations, and orders promulgated under said Acts;

10. Generally, whether in any respect the proposed transactions are detrimental to the public interest or to the interest of investors or consumers or will tend to circumvent any provisions of the Public Utility Holding Company Act of 1935 or the rules, regulations or orders promulgated thereunder; and

11. Whether, if the transactions as proposed are authorized by the Commission, it is necessary or appropriate to impose terms or conditions for the protection of the general public, investors or consumers, and if so, what such terms and conditions should be.

By the Commission.

[SEAL]

ORVAL L. DuBois,

Secretary.

[F. R. Doc. 43-10192; Filed, June 25, 1943; 9:53 a. m.]

[File No. 70-745]

INTERNATIONAL UTILITIES CORPORATION

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 23rd day of June, A. D. 1943.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by International Utilities Cor-

poration, a registered holding company under the Act; and

Notice is further given that any interested person may, not later than June 29, 1943, at 5:30 p. m., e. w. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such declaration or application, as filed or as amended, may become effective or may be granted, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania.

All interested persons are referred to said declaration or application, which is on file in the office of said Commission, for a statement of the transactions therein proposed, which are summarized below:

International Utilities Corporation proposes to make a capital contribution to the capital surplus of Dominion Gas and Electric Company, a subsidiary of International, of \$100,000 by delivering to Dominion \$100,000 in principal amount of the 6½% Collateral Trust Bonds of Dominion. It is stated that the indenture securing the said bonds provides for a payment on July 1, 1943 of \$100,000 in cash to the sinking fund or alternatively for the delivery to the Trustee of \$100,000 principal amount of said bonds for cancellation and that the proposed capital contribution is to be made to the end that Dominion may satisfy the said sinking fund requirement. International owns \$1,239,000 principal amount of the said bonds out of aggregate of \$3,946,500 of such bonds outstanding; in addition, International owns all of the outstanding shares of preferred stock and all, except 193,500 shares, of the outstanding common stock of Dominion.

By the Commission.

[SEAL]

ORVAL L. DuBois,

Secretary.

[F. R. Doc. 43-10193; Filed, June 25, 1943; 9:53 a. m.]

WILLIAM T. MALONEY AND JOHN L. McDANIEL

ORDER REVOKING REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23rd day of June, A. D. 1943.

In the matter of William T. Maloney, 216 Division Street, Dover, Delaware, and John L. McDaniel, 6 East 14th Street, Wilmington, Delaware.

Proceedings having been instituted pursuant to an order of the Commission to determine whether or not the registration of William T. Maloney and the

registration of John L. McDaniel as brokers and dealers in over-the-counter securities should be revoked pursuant to section 15 (b) of the Securities Exchange Act of 1934; hearings having been held after appropriate notice, and the Commission having this day issued its findings and opinion;

It is ordered, on the basis of said findings and opinion, that the registration of William T. Maloney and the registration of John L. McDaniel as brokers and dealers in over-the-counter securities be, and they hereby are, revoked.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 43-10187; Filed, June 25, 1943;
9:52 a. m.]

WAR PRODUCTION BOARD.

NOTICE TO BUILDERS AND SUPPLIERS OF ISSUANCE OF REVOCATION ORDERS RE- VOKING AND STOPPING CONSTRUCTION OF CERTAIN PROJECTS

The War Production Board has issued certain revocation orders listed in Schedule A below, revoking preference rating orders issued in connection with, and stopping the construction of the projects affected. For the effect of each such order upon preference ratings, construction of the project and delivery of materials therefor, the builder and suppliers affected shall refer to the specific order issued to the builder.

Issued June 24, 1943.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

Preference rating order	Serial No.	Name and address of builder	Location of project	Issuance date
	None	Michigan State Hwy. Dept., Lansing, Mich.	Charlevoix and Reed City, Mich....	6-4-43
P-19-e...	85716	Kansas State Hwy. Comm., Topeka, Kans.	Fort Riley, Kans.....	6-14-43
	None	The Carden Corp., New York, N. Y.	Easthampton, Mass.....	6-4-43
P-55.....	703, 77-018-000190	Pemberton Housing Corp., 723 St. Mary's St., Bronx, N. Y.	247th St.-250th St., Union Turnpike-81st Ave., Floral Park North, L. I., New York, N. Y.	5-24-43
P-55.....	532, 77-058-000944	Lewis Homes Co., Inc., 515 State Bank Bldg., Sparta, Wis.	Sparta, Wis.....	5-24-43
P-55.....	333, 77-117-000757	Colonial Investment Co., Post Office Box 3125, Tulsa, Okla.	1201, 1207, 1213, 1217, 1223, 1229, 1235, and 1241 South Winston Ave.; 1204, 1208 and 1212 South Yale Ave., Tulsa, Okla.	5-24-43
P-55.....	581, 77000-560	Revelation Homes Corp., 16 East 50th St., New York, N. Y.	Hollin Hall Village, Fairfax County, Va.	5-26-43
P-55.....	684, 7073-01005	Kencarl Co., Inc., 421 North St., Evansville, Ind.	Olmstead Ave. and Northwood Ave. between Stringtown Rd. and North Kentucky Ave., Evansville, Ind.	5-31-43
P-55.....	897, 77-042-000949	Artcraft Homes, Inc., 20870 Lake Shore Blvd., Euclid, Ohio.	1575 East 221st St., Euclid, Ohio....	5-31-43
P-55.....	585, 77-042-000553	E. C. McAllister, 74 West Bagley Rd., Berea, Ohio.	81s. Sheldon Rd., Berea, Ohio.....	5-31-43
P-55.....	197, 77-042-000191	Maxwell Sapp, 627 West Market St., Akron, Ohio.	Sycamore St. and Woodsdale Ave., Akron, Ohio.	5-31-43
P-55.....	1551, 77-042-002188	Sapp Construction Co., 627 West Market Street, Akron, Ohio.	1856 12th St., Akron, Ohio.....	5-31-43
P-55.....	7-126-000922	Jay R. Thomas, Route 2, Vancouver, Wash.	Solberg Rd. between Covington Rd. and Rotte Group Highway, Vancouver, Wash.	6-2-43
P-55.....	7-126-000741	Theodore Smith, 501 West 54th St., Vancouver, Wash.	33d between Columbia and Main, Vancouver, Wash.	6-2-43
P-55.....	7-126-000686	Hooper & Skooglund, 2012 "D" St., Vancouver, Wash.	M between 29th and 30th, Vancouver, Wash.	6-2-43
P-55.....	7-126-000621	O. M. Moore, Route No. 1, Corvallis, Oreg.	99 West between Corvallis and Camp Adair, Lewisburg, Oreg.	6-2-43
P-55.....	7-126-000589	G. L. Cochran, 9208 North Polk Ave., Portland, Oreg.	Taaga St. between Smith and Hudson, Portland, Oreg.	6-2-43
P-55.....	7-126-000582	Geo. A. Arvola, 1308 Grand Ave., Astoria, Oreg.	Harrison between 31st St. and 33d St., Astoria, Oreg.	6-2-43
P-55.....	7-126-000515	Harold J. Barnes, 432 S. E. 7th Ave., Portland, Oreg.	Maplecrest #8 and 600 ft. Boone's Ferry Rd. by Collinsview School, 5 miles southwest City Center, Portland, Oreg.	6-2-43
P-55.....	7-126-000502	Leston E. Wright, 432 S. E. 7th Ave., Portland, Oreg.	99th Ave. between Prescott and Wygant, Portland, Oreg.	6-2-43
P-55.....	7-126-000434	P. B. Richart, Rt. 2, Box 383 A, Vancouver, Wash.	Tracy Rd. 1/4 mile east of Jaggy Rd., 4 miles east of Vancouver, Wash.	6-2-43
P-55.....	7-126-000406	Antonio Palumbo, 3950 S. E. Woodward, Portland, Oreg.	S. E. 25th between Woodward and Taggart, Portland, Oreg.	6-2-43

[F. R. Doc. 43-10139; Filed, June 24, 1943; 11:41 a. m.]

[Certificate 85]

ARRANGEMENT FOR PRODUCTION OF CERTAIN NAVAL EQUIPMENT

The ATTORNEY GENERAL:

I submit herewith a letter to me from the Chief of the Bureau of Ships, Navy Department, dated June 9, 1943, describing an arrangement being entered into at the request of the Navy Department between certain manufacturing companies for collaboration in the production of certain naval equipment.

For the purposes of section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I approve the arrangement; and after consultation with you, I hereby find and so certify to you that the doing of any act or thing, or the omission to do any act or thing, by any person in compliance with such approval is requisite to the prosecution of the war.

Dated June 22, 1943.

DONALD M. NELSON,
Chairman.

[F. R. Doc. 43-10209; Filed, June 25, 1943;
11:19 a. m.]